



Documents

BULKY

Proceeding/Serial No: 9116 3719

Filed: 1-18-05

Title: To Applicant's Notice of Reliance

6 of 11

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-11-28 - Case File In TICRS
 - 2006-11-08 - Section 8 (6-year) accepted
 - 2006-10-17 - Assigned To Paralegal
 - 2006-08-05 - Section 8 (6-year) filed
 - 2006-08-05 - TEAS Section 8 Received
 - 2001-03-06 - Registered - Principal Register
 - 2000-12-12 - Published for opposition
 - 2000-11-10 - Notice of publication
 - 2000-09-11 - Approved for Pub - Principal Register (Initial exam)
 - 2000-08-29 - Examiner's amendment mailed
 - 2000-08-11 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
DAVID L. CORTOPASSI
26 SAGE WAY
NAPA CA 94559

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 516

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:45:23 ET

Serial Number: 75929080 Assignment Information

Registration Number: 2570733

Mark (words only): DIGITAL LIGHT PROCESSING

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-05-21

Filing Date: 2000-02-28

Transformed into a National Application: No

Registration Date: 2002-05-21

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-05-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Texas Instruments Incorporated

Address:

Texas Instruments Incorporated

P.O. Box 655474

Dallas, TX 75265

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital Image Controller

Basis: 1(a)

First Use Date: 1995-10-00

First Use in Commerce Date: 1996-04-00

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-08-13 - TEAS Change Of Correspondence Received

2002-05-21 - Registered - Principal Register

2002-02-26 - Published for opposition

2002-02-06 - Notice of publication

2001-10-23 - Approved for Pub - Principal Register (Initial exam)

2001-02-22 - Communication received from applicant

2001-10-05 - Assigned To Examiner

2001-08-23 - Assigned To Examiner

2001-08-14 - Reinstated

2001-03-29 - Abandonment - Failure To Respond Or Late Response

2001-03-29 - Assigned To Examiner

2000-08-29 - Non-final action mailed

2000-08-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gary C. Honeycutt

Correspondent

Lawrence Bassuk
Texas Instruments Incorporated
MS 3999
P.O.Box 655474
Dallas TX 75265
Phone Number: 972-917-5458
Fax Number: 972-917-4418

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 517

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:45:36 ET

Serial Number: 75927202 Assignment Information

Registration Number: 2435131

Mark (words only): DIGITRACE

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-24

Filing Date: 2000-02-25

Transformed into a National Application: No

Registration Date: 2001-03-13

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TYCO THERMAL CONTROLS UK LIMITED

Address:

TYCO THERMAL CONTROLS UK LIMITED
C/O HINDLE VALVES, VICTORIA ROAD
LEEDS, WEST YORKSHIRE LS11 5UG
United Kingdom

Legal Entity Type: LIMITED COMPANY OF ENGLAND AND WALES

State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC CONTROLLERS AND MONITORS FOR HEATING CABLE

Basis: 1(a)

First Use Date: 1997-00-00

First Use in Commerce Date: 1997-00-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-21 - Case File In TICRS

2006-06-24 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-06-08 - Assigned To Paralegal

2006-03-14 - Section 8 (6-year) and Section 15 Filed

2006-03-14 - TEAS Section 8 & 15 Received

2006-03-06 - TEAS Change Of Correspondence Received

2005-09-23 - TEAS Change Of Correspondence Received

2001-03-13 - Registered - Principal Register

2000-12-19 - Published for opposition

2000-11-17 - Notice of publication

2000-09-22 - Approved for Pub - Principal Register (Initial exam)

2000-08-15 - Non-final action mailed

2000-08-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MICHAEL J. SMITH

Correspondent

Intellectual Property Law Department
Tyco Engineered Products & Services
9 Roszel Road
Princeton NJ 08540
Phone Number: 609-806-2939
Fax Number: 609-806-2951

Domestic Representative

MICHAEL J. SMITH

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 518

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:45:57 ET

Serial Number: 75923684 Assignment Information

Registration Number: 2557000

Mark (words only): DIGITIZING ASSISTANT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-02

Filing Date: 2000-02-22

Transformed into a National Application: No

Registration Date: 2002-04-02

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Melco Industries, Inc.

Address:
Melco Industries, Inc.
1575 West 124th Avenue
Denver, CO 80234
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE FOR USE IN COMPUTERIZED EMBROIDERY EQUIPMENT EDITING AND
DIGITIZING SYSTEMS WHICH AUTOMATICALLY CONVERT GRAPHICS TO EMBROIDERY DESIGNS
Basis: 1(a)
First Use Date: 2000-02-00

First Use in Commerce Date: 2000-02-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITIZING"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-04-02 - Registered - Principal Register
 - 2001-12-06 - Allowed for Registration - Principal Register (SOU accepted)
 - 2001-11-30 - Assigned To Examiner
 - 2001-11-26 - Statement of use processing complete
 - 2001-11-26 - Extension 1 granted
 - 2001-11-07 - Amendment to Use filed
 - 2001-11-07 - Extension 1 filed
 - 2001-05-29 - Notice of allowance - mailed
 - 2001-03-06 - Published for opposition
 - 2001-02-21 - Notice of publication
 - 2000-12-12 - Approved for Pub - Principal Register (Initial exam)
 - 2000-09-11 - Communication received from applicant
 - 2000-08-24 - Non-final action mailed
 - 2000-08-02 - Assigned To Examiner
 - 2000-07-28 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Robert R. Brunelli

Correspondent
ROBERT R. BRUNELLI
SHERIDAN ROSS P.C.
1560 BROADWAY, SUITE 1200

DENVER, COLORADO 80202-5141

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 519

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:46:08 ET

Serial Number: 75922606 Assignment Information

Registration Number: 2710196

Mark (words only): DIGITAL BOARD BOOK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-22

Filing Date: 2000-02-18

Transformed into a National Application: No

Registration Date: 2003-04-22

Register: Supplemental

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-04-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Baby Einstein Company, LLC, The

Address:
Baby Einstein Company, LLC, The
500 South Buena Vista Street
Burbank, CA 91521
United States
Legal Entity Type: Ltd Liab Co
State or Country Where Organized: Colorado

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Audiovisual and audio programming designed to stimulate the learning capabilities of infants and toddlers, namely, pre-recorded videotapes, videodiscs, DVDs, CD-ROMs, audio cassettes, and audio CDs, all featuring music, natural sounds, spoken words, photographic images and graphic images
Basis: 1(a)

First Use Date: 2000-06-01
First Use in Commerce Date: 2000-06-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
2204637

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-01-18 - Section 7 correction issued
- 2004-11-01 - PAPER RECEIVED
- 2003-04-22 - Registered - Supplemental Register
- 2003-02-26 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2003-01-13 - Communication received from applicant
- 2003-01-13 - PAPER RECEIVED
- 2002-12-17 - Communication received from applicant
- 2002-12-17 - PAPER RECEIVED
- 2002-07-16 - TEAS Change Of Correspondence Received
- 2002-06-14 - Non-final action mailed
- 2002-04-05 - Communication received from applicant
- 2002-03-25 - PAPER RECEIVED
- 2001-10-15 - Final refusal mailed
- 2001-06-18 - Communication received from applicant
- 2000-12-18 - Non-final action mailed
- 2000-12-18 - Amendment to Use approved
- 2000-11-01 - Amendment to use processing complete
- 2000-09-05 - Amendment to Use filed

2000-07-28 - Assigned To Examiner

2000-07-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mei-lan Stark

Correspondent

MEI-LAN STARK
THE WALT DISNEY COMPANY
500 SOUTH BUENA VISTA ST
BURBANK CA 91521-0633
Phone Number: 818 560 2393
Fax Number: 818 562 3103

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 520

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:46:19 ET

Serial Number: 75920259 Assignment Information

Registration Number: 2524206

Mark (words only): DIGITAL GOLD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 2000-02-04

Transformed into a National Application: No

Registration Date: 2002-01-01

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Vortexx 2000 LLC

Address:
Vortexx 2000 LLC
723 S. Casino Center Blvd. 2nd Floor
Las Vegas, NV 891016716
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE FOR ENABLING EMBEDDING DIGITAL DATA INTO DIGITAL MEDIA FILES
Basis: 1(a)
First Use Date: 2000-02-02
First Use in Commerce Date: 2000-02-02

International Class: 035
Class Status: Active
ADVERTISING SERVICES FOR OTHERS PROVIDED THROUGH EMBEDDING DIGITAL DATA INTO DIGITAL MEDIA FILES
Basis: 1(a)
First Use Date: 2000-02-02
First Use in Commerce Date: 2000-02-02

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-06-07 - TEAS Change Of Correspondence Received
- 2002-01-01 - Registered - Principal Register
- 2001-09-18 - Published for opposition
- 2001-08-29 - Notice of publication
- 2001-06-08 - Approved for Pub - Principal Register (Initial exam)
- 2001-03-15 - Communication received from applicant
- 2001-03-29 - Final refusal mailed
- 2001-01-19 - Communication received from applicant
- 2001-03-08 - Non-final action mailed
- 2000-07-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ROBERT H. RINES

Correspondent
Robert H. Rines
Rines and Rines
24 Warren St.
Concord NH 03301
Phone Number: 603-228-0121
Fax Number: 603-228-0210

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 521

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:46:32 ET

Serial Number: 75916517 Assignment Information

Registration Number: 2574668

Mark (words only): DIGITAL MD SYSTEMS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-05-28

Filing Date: 2000-02-11

Transformed into a National Application: No

Registration Date: 2002-05-28

Register: Supplemental

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-06-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital MD Systems, LLC

Address:
Digital MD Systems, LLC
350 Westpark Way Suite 220
Euless, TX 76040
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for organizing medical records
Basis: 1(a)
First Use Date: 1998-01-00
First Use in Commerce Date: 1998-01-00

ADDITIONAL INFORMATION

Disclaimer: "SYSTEMS"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-05-28 - Registered - Supplemental Register
- 2001-11-29 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2001-11-29 - Assigned To Examiner
- 2001-11-14 - Examiner's amendment mailed
- 2001-03-12 - Communication received from applicant
- 2000-09-11 - Non-final action mailed
- 2000-09-08 - Assigned To Examiner
- 2000-08-10 - Assigned To Examiner
- 2000-07-26 - Assigned To Examiner
- 2000-07-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Glenn W. Boisbrun

Correspondent
GLENN W. BOISBRUN
HITT CHWANG & GAINES
225 UNIVERSITY PLAZA
275 WEST CAMPBELL ROAD
RICHARDSON, TEXAS 75080

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 522

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:46:44 ET

Serial Number: 75914752 Assignment Information

Registration Number: 2572002

Mark (words only): DIGITALGENOME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-05-21

Filing Date: 2000-02-10

Transformed into a National Application: No

Registration Date: 2002-05-21

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-01-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MolecularWare, Inc.

Address:
MolecularWare, Inc.
One Broadway, Suite 600
Cambridge, MA 02142
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active
Computer software for medical diagnosis and scientific research, namely, for use in processing data from biological measurement instruments and for use in creating and interpreting databases of medical and scientific data; computer-readable storage media containing computer software for use in processing data from biological measurement instruments, and for use in creating and interpreting databases of medical and scientific research data

Basis: 1(a)**First Use Date:** 1999-02-00**First Use in Commerce Date:** 2000-01-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-01-22 - Assigned To Examiner

2002-05-21 - Registered - Principal Register

2002-02-19 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-15 - Assigned To Examiner

2002-02-11 - Statement of use processing complete

2002-01-22 - Amendment to Use filed

2001-08-07 - Notice of allowance - mailed

2001-05-15 - Published for opposition

2001-05-02 - Notice of publication

2001-02-05 - Approved for Pub - Principal Register (Initial exam)

2000-12-27 - Communication received from applicant

2000-07-31 - Non-final action mailed

2000-07-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Timothy P. Linkkila

Correspondent

TRADEMARK ADMINISTRATOR

TESTA, HURWITZ & THIBEAULT, LLP

HIGH STREET TOWER

125 HIGH STREET

BOSTON, MA 02110

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 523

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:46:56 ET

Serial Number: 75913921 Assignment Information

Registration Number: 2514209

Mark (words only): DIGIPOWER SOLUTIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-04

Filing Date: 2000-02-10

Transformed into a National Application: No

Registration Date: 2001-12-04

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-01-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MIZCO INTERNATIONAL, INC.

Address:

MIZCO INTERNATIONAL, INC.

140 58th Street BOX 55

BROOKLYN, NY 11220

United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

EXTERNAL BATTERY PACKS, BATTERIES, AC ADAPTERS, BATTERY CHARGERS, DIGITAL CAMERA ACCESSORIES, NAMELY, CARRYING CASES, GADGET BAGS, TRIPODS, CAMERA CONNECTOR CABLES, LCD SCREEN PROTECTORS, CARRYING STRAPS, TELEPHOTO LENSES, WIDE ANGLE LENSES AND RECHARGEABLE BATTERIES AND AC CHARGERS FOR USE WITH DIGITAL CAMERAS PERSONAL

DIGITAL ASSISTANTS AND CELLULAR PHONES

Basis: 1(a)

First Use Date: 1998-02-01

First Use in Commerce Date: 1998-04-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-04 - Case File In TIGRS

2001-12-04 - Registered - Principal Register

2001-09-11 - Published for opposition

2001-08-22 - Notice of publication

2001-06-11 - Approved for Pub - Principal Register (Initial exam)

2001-06-05 - Examiner's amendment mailed

2001-05-23 - Previous allowance count withdrawn

2001-03-12 - Approved for Pub - Principal Register (Initial exam)

2001-01-05 - Communication received from applicant

2000-07-26 - Non-final action mailed

2000-07-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JEFFREY MORRISON

Correspondent

JEFFREY MORRISON

PO BOX 1631

MORRISTOWN NJ 07962-1631

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

524

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:47:11 ET

Serial Number: 75913920 Assignment Information

Registration Number: 2503627

Mark (words only): DIGIPOWER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-06

Filing Date: 2000-02-10

Transformed into a National Application: No

Registration Date: 2001-11-06

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-11-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MIZCO INTERNATIONAL, INC.

Address:
MIZCO INTERNATIONAL, INC.
140 58th STREET BOX 55
BROOKLYN, NY 11220
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
EXTERNAL BATTERY PACKS, BATTERIES, AC ADAPTERS, BATTERY CHARGERS, DIGITAL CAMERA ACCESSORIES, NAMELY, CARRYING CASES, GADGET BAGS, TRIPODS, CAMERA CLEANING KITS, CAMERA CONNECTOR CABLES, LCD SCREEN PROTECTORS, CARRYING STRAPS, TELEPHOTO LENSES, WIDE ANGLE LENSES AND RECHARGEABLE BATTERIES AND AC CHARGERS FOR USE WITH

DIGITAL CAMERAS, PERSONAL DIGITAL ASSISTANTS AND CELLULAR PHONES

Basis: 1(a)

First Use Date: 1998-02-01

First Use in Commerce Date: 1998-04-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-11-06 - Registered - Principal Register
- 2001-08-14 - Published for opposition
- 2001-07-25 - Notice of publication
- 2001-04-25 - Approved for Pub - Principal Register (Initial exam)
- 2001-01-05 - Communication received from applicant
- 2000-07-26 - Non-final action mailed
- 2000-07-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JEFFREY MORRISON

Correspondent
JEFFREY MORRISON
PO BOX 1631
MORRISTOWN NJ 07962-1631

OPPOSITION NO. 91163719
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DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 525

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:47:24 ET

Serial Number: 75913432 Assignment Information

Registration Number: 2532861

Mark (words only): DOGG DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-22

Filing Date: 2000-02-09

Transformed into a National Application: No

Registration Date: 2002-01-22

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-02-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Smith, Glenn

Address:

Smith, Glenn
3419 Via Lido, #249
Newport Beach, CA 92663
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

AUDIO EQUIPMENT, NAMELY, LOUDSPEAKERS, SUBWOOFERS, POWERED SUBWOOFERS, MID-RANGE SPEAKERS, SPEAKER HORNS, TWEETERS, SPEAKER DRIVERS, ACOUSTIC BAFFLES AND SPEAKER ENCLOSURES

Basis: 1(a)

First Use Date: 2000-03-01

First Use in Commerce Date: 2000-03-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-01-22 - Registered - Principal Register
 - 2001-11-05 - Allowed for Registration - Principal Register (SOU accepted)
 - 2001-10-23 - Assigned To Examiner
 - 2001-10-15 - Statement of use processing complete
 - 2001-10-03 - Amendment to Use filed
 - 2001-04-03 - Notice of allowance - mailed
 - 2001-01-09 - Published for opposition
 - 2000-12-08 - Notice of publication
 - 2000-11-02 - Approved for Pub - Principal Register (Initial exam)
 - 2000-10-23 - Assigned To Examiner
 - 2000-09-28 - Communication received from applicant
 - 2000-07-26 - Non-final action mailed
 - 2000-07-18 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey A. Dracup

Correspondent

JEFFREY A. DRACUP
DRACUP & PATTERSON
505 NORTH TUSTIN AVENUE, SUITE 282
SANTA ANA, CALIFORNIA, 92705

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 526

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:47:35 ET

Serial Number: 75912804 Assignment Information

Registration Number: 2521773

Mark (words only): DIGITAL TWIN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-25

Filing Date: 2000-02-08

Transformed into a National Application: No

Registration Date: 2001-12-25

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Otto Bock Orthopadische Industrie GmbH & Co.

Address:
Otto Bock Orthopadische Industrie GmbH & Co.
Max-Nader-Strasse 15
37115 Duderstadt
Fed Rep Germany
Legal Entity Type: Corporation
State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
electrical controllers for artificial limbs that sense pressure and body potential and measure units of pressure, body potential and positioning for artificial limbs
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 010

Class Status: Active

artificial limbs; prostheses, particular myoelectrical foot, leg, arm, finger and knee prostheses and artificial hands

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 39961157.6

Foreign Registration Number: 39961157

Foreign Registration Date: 1999-11-12

Country: Fed Rep Germany

Foreign Filing Date: 1999-10-02

Foreign Expiration Date: 2009-10-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-12-25 - Registered - Principal Register
- 2001-10-02 - Published for opposition
- 2001-09-12 - Notice of publication
- 2001-05-30 - Approved for Pub - Principal Register (Initial exam)
- 2001-03-20 - Communication received from applicant
- 2000-12-15 - Non-final action mailed
- 2000-09-28 - Communication received from applicant
- 2000-09-28 - ITU claim deleted
- 2000-07-19 - Unresponsive/Duplicate Paper Received
- 2000-07-21 - Non-final action mailed
- 2000-07-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael E. Whitham

Correspondent

MICHAEL E WHITHAM
WHITHAM CURTIS & WHITHAM
11800 SUNRISE VALLEY DR STE 900
RESTON VA 20191

Domestic Representative

Whitham, Curtis & Whitham

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 527

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:47:48 ET

Serial Number: 75900495 Assignment Information

Registration Number: 2489218

Mark



(words only): 10100001000100 PLAYIN' DIGITAL

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2006-11-30

Filing Date: 2000-01-20

Transformed into a National Application: No

Registration Date: 2001-09-11

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-11-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Plain Digital Inc.

Address:

Plain Digital Inc.

6 Crest Drive

White Plains, NY 10607

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE THAT SUPPORTS INTERACTIVE TELEVISION BROADCASTING AND DATA BROADCASTING TO TELEVISION SETS; COMPUTER SOFTWARE THAT PROVIDES GLOBAL COMPUTER NETWORK BROWSER FUNCTIONS IN THE FIELDS OF ENTERTAINMENT AND BUSINESS

Basis: 1(a)

First Use Date: 2000-01-31

First Use in Commerce Date: 2000-01-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

04.07.02 - Objects forming a person; Person formed by objects

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-30 - Section 8 (6-year) accepted

2006-11-28 - Assigned To Paralegal

2006-09-28 - Section 8 (6-year) filed

2006-09-28 - TEAS Section 8 Received

2001-09-11 - Registered - Principal Register

2001-05-24 - Allowed for Registration - Principal Register (SOU accepted)

2001-05-24 - Assigned To Examiner

2001-03-08 - Communication received from applicant

2001-02-20 - Non-final action mailed

2001-02-11 - Statement of use processing complete

2001-01-03 - Amendment to Use filed

2000-12-12 - Notice of allowance - mailed

2000-09-19 - Published for opposition

2000-08-18 - Notice of publication
2000-07-28 - Approved for Pub - Principal Register (Initial exam)
2000-07-26 - Examiner's amendment mailed
2000-07-10 - Non-final action mailed
2000-06-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
Plain Digital Inc.
6 Crest Drive
White Plains NY 10607

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 528

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:48:01 ET

Serial Number: 75900493 Assignment Information

Registration Number: 2489217

Mark



(words only): PLAIN DIGITAL

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2006-11-30

Filing Date: 2000-01-20

Transformed into a National Application: No

Registration Date: 2001-09-11

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-11-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Plain Digital Inc.

Address:
 Plain Digital Inc.
 6 Crest Drive
 White Plains, NY 10607
 United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE THAT SUPPORTS INTERACTIVE TELEVISION BROADCASTING AND DATA BROADCASTING TO TELEVISION SETS; COMPUTER SOFTWARE THAT PROVIDES GLOBAL COMPUTER NETWORK BROWSER FUNCTIONS IN THE FIELDS OF ENTERTAINMENT AND BUSINESS

Basis: 1(a)

First Use Date: 2000-01-31

First Use in Commerce Date: 2000-01-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

04.07.02 - Objects forming a person; Person formed by objects

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-30 - Section 8 (6-year) accepted

2006-11-28 - Assigned To Paralegal

2006-09-28 - Section 8 (6-year) filed

2006-09-28 - TEAS Section 8 Received

2001-09-11 - Registered - Principal Register

2001-05-24 - Allowed for Registration - Principal Register (SOU accepted)

2001-05-24 - Assigned To Examiner

2001-03-08 - Communication received from applicant

2001-02-20 - Non-final action mailed

2001-02-11 - Statement of use processing complete

2001-01-03 - Amendment to Use filed

2000-12-12 - Notice of allowance - mailed

2000-09-19 - Published for opposition

2000-08-18 - Notice of publication

2000-07-28 - Approved for Pub - Principal Register (Initial exam)

2000-07-26 - Examiner's amendment mailed

2000-07-10 - Non-final action mailed

2000-06-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Plain Digital Inc.

6 Crest Drive

White Plains NY 10607

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 529

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:48:12 ET

Serial Number: 75894382 Assignment Information

Registration Number: 2675960

Mark (words only): DIGIGUIDE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-21

Filing Date: 2000-01-12

Transformed into a National Application: No

Registration Date: 2003-01-21

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SABATO, ALBERTO B.

Address:
SABATO, ALBERTO B.
21 Clanalpine Street
Mosman, New South Wales 2088
Australia

Legal Entity Type: Individual
Country of Citizenship: Italy

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

APPARATUS FOR RECORDING, TRANSMISSION OR REPRODUCTION OF SOUND OR IMAGES, NAMELY, CALCULATING MACHINES, COMPUTERS, COMPUTER KEYBOARDS, PRINTERS, SCANNERS, MODEMS AND TERMINALS; PARTS AND FITTINGS FOR ALL OF THE AFORESAID GOODS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 016**Class Status:** Active

ELECTRIC OR NON-ELECTRIC TYPEWRITERS, EXCEPT FURNITURE; PARTS AND FITTINGS FOR ALL OF THE AFORESAID GOODS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 811773**Foreign Registration Number:** 811773**Foreign Registration Date:** 1999-10-27**Country:** Australia**Foreign Filing Date:** 1999-10-27**Foreign Expiration Date:** 2009-10-27

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-01-21 - Registered - Principal Register

2002-11-07 - ITU claim deleted

2002-11-07 - Notice of Allowance canceled

2002-08-30 - PAPER RECEIVED

2002-07-09 - Notice of allowance - mailed

2002-04-16 - Published for opposition

2002-03-27 - Notice of publication

2001-11-08 - Approved for Pub - Principal Register (Initial exam)

2001-09-05 - Assigned To Examiner

2001-06-07 - Communication received from applicant

2001-02-16 - Letter of suspension mailed

2001-02-15 - Previous allowance count withdrawn

2001-01-02 - Approved for Pub - Principal Register (Initial exam)

Latest Status Info

2000-11-22 - Communication received from applicant

2000-06-30 - Non-final action mailed

2000-06-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jody H. Drake

Correspondent

JODY H DRAKE

SUGHRUE MION ZINN MACPEAK & SEAS PLLC

2100 PENNSYLVANIA AVE NW

WASHINGTON DC 20037-3213

Domestic Representative

JODY H. DRAKE

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 530

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:48:25 ET

Serial Number: 75886978 Assignment Information

Registration Number: 2559767

Mark



(words only): DI-G-IT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-09

Filing Date: 2000-01-04

Transformed into a National Application: No

Registration Date: 2002-04-09

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Manzanita Alliances, Inc.

Address:

Manzanita Alliances, Inc.
200 WestLake Park Boulevard, Suite 262
Houston, TX 77079
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in management of audio, video and still images; computer software for use in management of audio, video and still images that may be accessed from a local or global computer network

Basis: 1(a)

First Use Date: 2000-02-07

First Use in Commerce Date: 2000-02-07

International Class: 039

Class Status: Active

Computer services, namely, information storage in the field of audio, video and still images

Basis: 1(a)

First Use Date: 2000-02-07

First Use in Commerce Date: 2000-02-07

International Class: 042

Class Status: Active

Computer services, namely, providing customizable data bases for managing audio, video and still images

Basis: 1(a)

First Use Date: 2000-02-07

First Use in Commerce Date: 2000-02-07

ADDITIONAL INFORMATION

Design Search Code(s):

26.17.04 - Bands, vertical; Bars, vertical; Lines, vertical; Vertical line(s), band(s) or bar(s)

26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-04-09 - Registered - Principal Register

2001-12-20 - Allowed for Registration - Principal Register (SOU accepted)

2001-12-20 - Assigned To Examiner

2001-12-18 - Statement of use processing complete

2001-11-20 - Amendment to Use filed

2001-05-22 - Notice of allowance - mailed

2001-02-27 - Published for opposition

2001-01-26 - Notice of publication
2000-12-06 - Approved for Pub - Principal Register (Initial exam)
2000-12-01 - Examiner's amendment mailed
2000-06-06 - Non-final action mailed
2000-05-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John C. Cain

Correspondent

JOHN C CAIN
ARNOLD WHITE & DURKEE
750 BERING DR
HOUSTON TX 77057

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 53

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:48:38 ET

Serial Number: 75886897 Assignment Information

Registration Number: 2640252

Mark (words only): D G DIGITAL GENERATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-22

Filing Date: 1999-12-30

Transformed into a National Application: No

Registration Date: 2002-10-22

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-11-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd. Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer game cartridges, computer game cassettes, computer game programs and joysticks for computer and video games

Basis: 1(a)

First Use Date: 1999-12-26

First Use in Commerce Date: 2002-05-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-22 - Registered - Principal Register

2002-06-26 - Allowed for Registration - Principal Register (SOU accepted)

2002-06-26 - Assigned To Examiner

2002-05-24 - Statement of use processing complete

2002-05-24 - Amendment to Use filed

2001-11-27 - Notice of allowance - mailed

2001-09-04 - Published for opposition

2001-08-15 - Notice of publication

2001-05-11 - Approved for Pub - Principal Register (Initial exam)

2000-12-14 - Communication received from applicant

2001-03-24 - Divisional processing completed

2000-12-14 - Divisional request received

2000-12-21 - Assigned To Examiner

2000-12-21 - Assigned To Examiner

2000-06-09 - Non-final action mailed

2000-06-08 - Assigned To Examiner

2000-06-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
BRIAN S. STEINBERGER

Correspondent

BRIAN S. STEINBERGER
101 BREVARD AVENUE
COCOA, FL 32922

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 532

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:48:56 ET

Serial Number: 75884315 Assignment Information

Registration Number: 2595119

Mark (words only): THE MISSING LINK IN DIGITAL PHOTOGRAPHY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-16

Filing Date: 1999-12-30

Transformed into a National Application: No

Registration Date: 2002-07-16

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGI-FRAME, INC.

Address:

DIGI-FRAME, INC.
181 Westchester Avenue
Port Chester, NY 10573
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

electric luminescent display panels for use in displaying electronic images

Basis: 1(a)

First Use Date: 2000-03-00

First Use in Commerce Date: 2000-03-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL PHOTOGRAPHY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-16 - Registered - Principal Register
2002-03-30 - Allowed for Registration - Principal Register (SOU accepted)
2002-01-16 - Communication received from applicant
2001-12-18 - Non-final action mailed
2001-11-19 - Statement of use processing complete
2001-10-31 - Amendment to Use filed
2001-05-15 - Notice of allowance - mailed
2001-02-20 - Published for opposition
2001-01-19 - Notice of publication
2000-12-12 - Published for opposition
2000-11-10 - Notice of publication
2000-07-31 - Approved for Pub - Principal Register (Initial exam)
2000-07-13 - Non-final action mailed
2000-06-06 - Assigned To Examiner
2000-06-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Martin B. Pavane

Correspondent
MARTIN B. PAVANE
COHEN, PONTANI, LIEBERMAN & PAVANE
551 FIFTH AVENUE, SUITE 1210
NEW YORK, NEW YORK 10176

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 533

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:49:09 ET

Serial Number: 75882120 Assignment Information

Registration Number: 2571971

Mark (words only): DIGITAL WITH A DIFFERENCE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-05-21

Filing Date: 1999-12-28

Transformed into a National Application: No

Registration Date: 2002-05-21

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-05-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Bose Corporation

Address:

Bose Corporation
The Mountain
Framingham, MA 017019168
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Sound system, namely, loudspeaker system, power amplifier and at least one of a radio tuner, CD player and tape player, and components thereof

Basis: 1(a)

First Use Date: 2001-12-00

First Use in Commerce Date: 2001-12-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-05-21 - Registered - Principal Register

2002-03-04 - Assigned To Examiner

2002-03-02 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-07 - Statement of use processing complete

2002-01-17 - Amendment to Use filed

2001-12-06 - Extension 2 granted

2001-11-19 - Extension 2 filed

2001-06-21 - Extension 1 granted

2001-05-25 - Extension 1 filed

2000-11-28 - Notice of allowance - mailed

2000-09-05 - Published for opposition

2000-08-04 - Notice of publication

2000-06-14 - Approved for Pub - Principal Register (Initial exam)

2000-06-12 - Examiner's amendment mailed

2000-06-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Charles Hieken

Correspondent
CHARLES HIEKEN
FISH & RICHARDSON P.C.
225 FRANKLIN STREET

BOSTON, MA 02110-2804

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 534

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:49:22 ET

Serial Number: 75880309 Assignment Information

Registration Number: 2583106

Mark (words only): DIGITAL CARD BATTLE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-18

Filing Date: 2000-01-05

Transformed into a National Application: No

Registration Date: 2002-06-18

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kabushiki Kaisha Bandai

Address:

Kabushiki Kaisha Bandai
2-5-4 Komagata
Taito-ku 111-8081
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO GAME CARTRIDGES, CASSETTES AND DISKS

Basis: 1(a)

First Use Date: 2001-02-15

First Use in Commerce Date: 2001-07-03

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL CARD"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-06-18 - Registered - Principal Register
2002-03-27 - Allowed for Registration - Principal Register (SOU accepted)
2002-03-21 - Statement of use processing complete
2002-03-15 - Amendment to Use filed
2001-09-18 - Notice of allowance - mailed
2001-06-26 - Published for opposition
2001-06-13 - Notice of publication
2001-02-11 - Approved for Pub - Principal Register (Initial exam)
2000-06-26 - Communication received from applicant
2000-06-07 - Non-final action mailed
2000-05-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Cynthia A. Nishimoto

Correspondent
CYNTHIA A. NISHIMOTO
BANDAI AMERICA INC
5551 KATELLA AVE
CYPRESS CA 90630-5002

Domestic Representative
Cynthia A. Nishimoto

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant) :

EXHIBIT 535

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:49:32 ET

Serial Number: 75873858 Assignment Information

Registration Number: 2440571

Mark (words only): DIGITAL 1200SL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-04-03

Filing Date: 1999-12-17

Transformed into a National Application: No

Registration Date: 2001-04-03

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. VisioSonic, Ltd.

Address:

VisioSonic, Ltd.
21939 US 19 North
Clearwater, FL 33765
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital audio mixing software

Basis: 1(a)

First Use Date: 1999-04-09

First Use in Commerce Date: 1999-04-09

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-11-16 - Case File In TICRS
 - 2001-04-03 - Registered - Principal Register
 - 2001-01-09 - Published for opposition
 - 2000-12-08 - Notice of publication
 - 2000-10-23 - Approved for Pub - Principal Register (Initial exam)
 - 2000-08-07 - Communication received from applicant
 - 2000-05-12 - Non-final action mailed
 - 2000-05-04 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Anton J. Hopen

Correspondent
ANTON J HOPEN
SMITH & HOPEN P A
15950 BAY VISTA DR STE 220
CLEARWATER FL 33760-3118

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 536

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:49:44 ET

Serial Number: 75871242 Assignment Information

Registration Number: 2553574

Mark (words only): THE POWER BEHIND DIGITAL ENTERTAINMENT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-26

Filing Date: 1999-12-13

Transformed into a National Application: No

Registration Date: 2002-03-26

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. IMAKE SOFTWARE & SERVICES, INC.

Address:
IMAKE SOFTWARE & SERVICES, INC.
6700 Rockledge Drive, Suite 101 A
Bethesda, MD 20817
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Maryland

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE FOR USE IN MANAGING BUSINESS ACTIVITIES, SUCH AS CUSTOMER BILLING AND SUPPLIER PAYMENTS, CUSTOMER SUPPORT, SALES AND MARKETING AND ASSET AND RESOURCE MANAGEMENT
Basis: 1(a)

First Use Date: 1999-12-00

First Use in Commerce Date: 2001-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-26 - Registered - Principal Register

2001-12-29 - Allowed for Registration - Principal Register (SOU accepted)

2001-10-24 - Communication received from applicant

2001-10-24 - Communication received from applicant

2001-05-17 - Non-final action mailed

2001-05-07 - Statement of use processing complete

2001-04-23 - Amendment to Use filed

2001-05-07 - Extension 1 granted

2001-04-23 - Extension 1 filed

2000-10-24 - Notice of allowance - mailed

2000-08-01 - Published for opposition

2000-06-30 - Notice of publication

2000-05-19 - Approved for Pub - Principal Register (Initial exam)

2000-05-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stuart B. Shapiro

Correspondent

STUART B. SHAPIRO

EPSTEIN, EDELL & RETZER

1901 RESEARCH BOULEVARD

SUITE 400

ROCKVILLE, MARYLAND 20850-3164

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT **537**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:49:56 ET .

Serial Number: 75869391 Assignment Information

Registration Number: 2598648

Mark

Digitally yours

(words only): DIGITALLY YOURS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-23

Filing Date: 1999-12-10

Transformed into a National Application: No

Registration Date: 2002-07-23

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-08-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. LG ELECTRONICS INC.

Address:
LG ELECTRONICS INC.
20, Yoido-dong, Yongdungpo-gu
Seoul
Republic of Korea
Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 007

Class Status: Active

Washing machines for clothes; electric dishwashers; electric food blenders for domestic and/or commercial use; electric motors for machines; compressed air pumps; compressors for refrigerators; and compressors for air conditioners

Basis: 1(a)

First Use Date: 2001-04-30

First Use in Commerce Date: 2001-04-30

International Class: 009

Class Status: Active

LCD - Liquid Crystal Display - projectors; telephones; cellular telephones; video telephones; automatic public switching systems for telephones; receivers for direct-broadcast satellite; LCD's - Liquid Crystal Displays; cathode-ray tubes; PDP's - Plasma Display Panels; computer display monitors; computers; computer telephone software to enable telephone activities to be performed through a computer; PDA's - Personal Digital Assistants; integrated circuits; DVD's featuring movies and music; DVD players; CD-ROM drives; compact disc players; video cassette recorders; MP3 - MPEG-l audio layer 3 files players; VOD - Video-on-Demand set-top boxes; television sets; PC cameras; and digital voice recorders

Basis: 1(a)

First Use Date: 2001-04-30

First Use in Commerce Date: 2001-04-30

International Class: 011

Class Status: Active

Air heating apparatus, namely furnaces for heating indoor areas; air conditioners; freezers; refrigerators; refrigerated merchandise display cases; electric fans; electric bread toasters; hot water heaters; domestic cooking ovens; electric pressure cookers; gas ranges; microwave ovens for cooking; electric rice cookers; air purifying units for domestic use; dehumidifiers; humidifiers; water filtering units for domestic use; and electric ice makers

Basis: 1(a)

First Use Date: 2001-04-30

First Use in Commerce Date: 2001-04-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-23 - Registered - Principal Register

2002-05-15 - Allowed for Registration - Principal Register (SOU accepted)

2002-03-08 - Communication received from applicant

Latest Status Info

2002-03-14 - Statement of use processing complete

2002-03-14 - Extension 1 granted

2002-02-28 - Amendment to Use filed

2002-02-28 - Extension 1 filed

2001-08-28 - Notice of allowance - mailed

2001-06-05 - Published for opposition

2001-05-23 - Notice of publication

2001-02-28 - Approved for Pub - Principal Register (Initial exam)

2001-02-21 - Examiner's amendment mailed

2001-01-13 - Assigned To Examiner

2000-11-09 - Communication received from applicant

2000-05-10 - Non-final action mailed

2000-05-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Joseph A. Kolasch

Correspondent

JOSEPH A. KOLASCH
BIRCH, STEWART, KOLASCH & BIRCH LLP
P.O. BOX 747
FALLS CHURCH, VIRGINIA 22040-0747

Domestic Representative

BIRCH, STEWART, KOLASCH and BIRCH, LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT **538**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:50:13 ET

Serial Number: 75863515 Assignment Information

Registration Number: 2398006

Mark



(words only): COOKPAC DIGITAL RECIPES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-10-24

Filing Date: 1999-12-03

Transformed into a National Application: No

Registration Date: 2000-10-24

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M4D -TMO Law Office 113 - Docket Clerk

Date In Location: 2006-01-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. APPROPRIATE SOLUTIONS, INC.

Address:
APPROPRIATE SOLUTIONS, INC.
85 Grove Street P.O. Box 458
Peterborough, NH 034580458
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New Hampshire

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER PROGRAMS FOR STORAGE AND RETRIEVAL OF RECIPES AND RECIPE RELATED INFORMATION
Basis: 1(a)
First Use Date: 1999-11-03
First Use in Commerce Date: 1999-11-03

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL RECIPES"
Design Search Code(s):
26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-01-09 - Case File In TIGRS
2003-06-15 - TEAS Change Of Correspondence Received
2000-10-24 - Registered - Principal Register
2000-08-01 - Published for opposition
2000-06-30 - Notice of publication
2000-05-31 - Approved for Pub - Principal Register (Initial exam)
2000-05-22 - Examiner's amendment mailed
2000-05-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Teresa C. Tucker
Correspondent
TERESA C. TUCKER
GROSSMAN TUCKER PERREAULT & PFLEGER PLLC
55 SOUTH COMMERCIAL STREET

Latest Status Info

MANCHESTER NH 03101
Phone Number: 603.668.6560
Fax Number: 603.668.2970

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 539

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:50:28 ET

Serial Number: 75858583 Assignment Information

Registration Number: 2742535

Mark



(words only): SAMSUNG DIGITALL EVERYONE'S INVITED

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-29

Filing Date: 1999-11-26

Transformed into a National Application: No

Registration Date: 2003-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Samsung Electronics America Inc.

Address:
Samsung Electronics America Inc.
105 Challenger Road
Ridgefield Park, NJ 076600511
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

TV sets, computers, computer monitors, digital cameras, cellular phones, blank digital video disks, asynchronous transfer mode telecommunication exchanges, digital audio players, namely, MPEG audio layer-3 players

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 1999-10-00

International Class: 035

Class Status: Active

retail electrical and electronic goods store

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 1999-10-00

ADDITIONAL INFORMATION

Design Search Code(s):

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Prior Registration Number(s):

1164353

2214833

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-29 - Registered - Principal Register

2003-06-06 - PAPER RECEIVED

2003-06-02 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-30 - Assigned To Examiner

2003-05-27 - Statement of use processing complete

2003-04-14 - Amendment to Use filed

2003-04-14 - PAPER RECEIVED

2003-01-28 - Notice of allowance - mailed

2002-11-05 - Published for opposition

2002-10-16 - Notice of publication
2002-08-19 - Approved for Pub - Principal Register (Initial exam)
2002-07-25 - Assigned To Examiner
2002-07-03 - Communication received from applicant
2002-07-03 - PAPER RECEIVED
2002-04-30 - Letter of suspension mailed
2002-01-07 - Communication received from applicant
2001-03-12 - Letter of suspension mailed
2001-02-12 - Assigned To Examiner
2001-01-02 - Communication received from applicant
2001-02-01 - Reinstated
2000-12-19 - Abandonment - Failure To Respond Or Late Response
2000-12-19 - Assigned To Examiner
2000-04-24 - Non-final action mailed
2000-04-21 - Assigned To Examiner
2000-04-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Robert B. Chickering

Correspondent
ROBERT B CHICKERING
DORSEY & WHITNEY LLP
4 EMBARCADERO CTR STE 3400
SAN FRANCISCO CA 94111

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 540

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:50:40 ET

Serial Number: 75858369 Assignment Information

Registration Number: 2461186

Mark



(words only): DIGICEPT EMCEE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-06-19

Filing Date: 1999-11-26

Transformed into a National Application: No

Registration Date: 2001-06-19

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Electronic Tele-Communications, Inc.

Address:
Electronic Tele-Communications, Inc.
1915 MacArthur Rd.
Waukesha, WI 53188
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Wisconsin

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital voice processors used in telephone networks, advanced intelligent networks and the global computer network for receiving and processing voice communication; and voice mail systems consisting of hardware and general use interactive computer software for answering and routing telephone calls, for recording, saving and relaying messages, and for paging the user, for use by telephone users

Basis: 1(a)

First Use Date: 1999-10-10

First Use in Commerce Date: 1999-10-10

ADDITIONAL INFORMATION

Design Search Code(s):

02.01.02 - Men depicted as shadows or silhouettes of men; Silhouettes of men

02.01.32 - Astronauts (men); Frogmen; Men, other, including frogmen, men wearing space suits and men wearing monocles; Monocles (men wearing)

02.01.33 - Grotesque men formed by letters, numbers, punctuation or geometric shapes; Stick figures

04.07.02 - Objects forming a person; Person formed by objects

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Prior Registration Number(s):

1210310

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-19 - Case File In TIGRS

2001-06-19 - Registered - Principal Register

2001-03-27 - Published for opposition

2001-03-14 - Notice of publication

2001-01-16 - Approved for Pub - Principal Register (Initial exam)

2000-10-23 - Communication received from applicant

2000-06-01 - Non-final action mailed

2000-05-09 - Assigned To Examiner

2000-05-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CARL R. SCHWARTZ

Correspondent

CARL R. SCHWARTZ

QUARLES BRADY

411 E WISCONSIN AVE STE 2550

MILWAUKEE WI 53202-4497

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 541

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:50:52 ET

Serial Number: 75857645 Assignment Information

Registration Number: 2450741

Mark (words only): HI-DCAM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-05-15

Filing Date: 1999-11-23

Transformed into a National Application: No

Registration Date: 2001-05-15

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NTSC International Corporation

Address:
 NTSC International Corporation
 2245 First Street Unit 108
 Simi Valley, CA 93065
 United States

Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
 HIGH SPEED DIGITAL CAMERA SYSTEM, NAMELY, CAMERA, CABLE AND DIGITAL RECORDING PROCESSOR
Basis: 1(a)
First Use Date: 1999-01-04

First Use in Commerce Date: 1999-01-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-30 - Case File In TIGRS
- 2001-05-15 - Registered - Principal Register
- 2000-07-24 - Extension Of Time To Oppose Received
- 2000-06-27 - Published for opposition
- 2000-05-26 - Notice of publication
- 2000-04-20 - Approved for Pub - Principal Register (Initial exam)
- 2000-04-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
E.A. OLLIFF, III

Correspondent
E.A. OLLIFF, III
ERVIN, COHEN & JESSUP LLP
9401 WILSHIRE BOULEVARD
9TH FLOOR
BEVERLY HILLS, CALIFORNIA 90212-2974

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

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Opposer

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v.

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DIGIPOS SYSTEMS INC.

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Applicant

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EXHIBIT 542

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:51:01 ET

Serial Number: 75849757 Assignment Information

Registration Number: 2433250

Mark (words only): DN!

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-07-21

Filing Date: 1999-11-16

Transformed into a National Application: No

Registration Date: 2001-03-06

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAL NOW, INC.

Address:
DIGITAL NOW, INC.
8401 OLD COURTHOUSE ROAD
VIENNA, VA 22182
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer hardware and software for scanning negatives of film and producing digital products such as digital images on computer files that may be uploaded to the internet, computer diskettes, and CD-ROMS containing photographs and software applications
Basis: 1(a)

First Use Date: 1998-02-00

First Use in Commerce Date: 1998-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-11-20 - Case File In TICSRS
- 2006-07-21 - Section 8 (6-year) accepted & Section 15 acknowledged
- 2006-04-21 - Section 8 (6-year) and Section 15 Filed
- 2006-04-21 - PAPER RECEIVED
- 2001-03-06 - Registered - Principal Register
- 2000-12-12 - Published for opposition
- 2000-11-10 - Notice of publication
- 2000-08-28 - Approved for Pub - Principal Register (Initial exam)
- 2000-08-17 - Examiner's amendment mailed
- 2000-05-09 - Non-final action mailed
- 2000-04-24 - Assigned To Examiner
- 2000-04-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
ODIN FELDMAN PITTLEMAN PC
ATTN: SUE WILLIAMS, LEGAL ASSISTANT
9302 LEE HIGHWAY
SUITE 1100
FAIRFAX, VA 22031-1214

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant) ;

EXHIBIT 543

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:51:14 ET

Serial Number: 75846341 Assignment Information

Registration Number: 2472343

Mark (words only): DIGI-CODE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-24

Filing Date: 1999-11-11

Transformed into a National Application: No

Registration Date: 2001-07-24

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGI-CODE, INC.

Address:
DIGI-CODE, INC.
307 Robbins
Troy, MI 48083
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
remote control for garage doors and gates
Basis: 1(a)
First Use Date: 2000-05-26
First Use in Commerce Date: 2000-05-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-07-24 - Registered - Principal Register

2001-03-26 - Allowed for Registration - Principal Register (SOU accepted)

2001-03-13 - Assigned To Examiner

2001-03-01 - Statement of use processing complete

2001-01-23 - Amendment to Use filed

2000-10-03 - Notice of allowance - mailed

2000-07-11 - Published for opposition

2000-06-09 - Notice of publication

2000-04-19 - Approved for Pub - Principal Register (Initial exam)

2000-04-06 - Examiner's amendment mailed

2000-04-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Paul J. Ethington

Correspondent

PAUL J. ETHINGTON

REISING, ETHINGTON, LEARMAN & MCCULLOCH

POST OFFICE BOX 4390

TROY, MICHIGAN 48099

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 544

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:51:27 ET

Serial Number: 75844560 Assignment Information

Registration Number: 2379771

Mark (words only): SONIC DVD CREATOR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-08-22

Filing Date: 1999-11-09

Transformed into a National Application: No

Registration Date: 2000-08-22

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sonic Solutions

Address:

Sonic Solutions
101 Rowland Way, Suite 10
Novato, CA 94945
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE FOR AUTHORIZING AUDIO, VIDEO AND MULTIMEDIA PRODUCTION FILES AND APPLICATIONS, AND ACCOMPANYING USER MANUALS SOLD AS A UNIT

Basis: 1(a)

First Use Date: 1996-06-04

First Use in Commerce Date: 1996-06-04

ADDITIONAL INFORMATION

Disclaimer: "DVD CREATOR"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-03-08 - Case File In TIGRS
 - 2005-08-31 - Attorney Revoked And/Or Appointed
 - 2005-08-31 - TEAS Revoke/Appoint Attorney Received
 - 2000-08-22 - Registered - Principal Register
 - 2000-05-30 - Published for opposition
 - 2000-04-28 - Notice of publication
 - 2000-04-06 - Approved for Pub - Principal Register (Initial exam)
 - 2000-04-03 - Examiner's amendment mailed
 - 2000-03-29 - Assigned To Examiner
 - 2000-03-24 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Heather A. Dunn

Correspondent

Heather A. Dunn
DLA Piper Rudnick Gray Cary US LLP
153 Townsend Street, Suite 800
San Francisco CA 94107
Phone Number: 415 836-2557
Fax Number: 415 836-2501

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 545

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:51:38 ET

Serial Number: 75841190 Assignment Information

Registration Number: 2646337

Mark (words only): DIGITALTALK NEX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-05

Filing Date: 1999-11-04

Transformed into a National Application: No

Registration Date: 2002-11-05

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NEC America, Inc.

Address:
NEC America, Inc.
8 Corporate Center Drive
Melville, NY 117473112
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
digital cellular phones, and instruction manuals, sold as a unit
Basis: 1(a)
First Use Date: 2000-02-00
First Use in Commerce Date: 2000-02-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-04-17 - TEAS Change Of Correspondence Received

2003-02-10 - PAPER RECEIVED

2002-11-05 - Registered - Principal Register

2002-10-07 - PAPER RECEIVED

2002-08-27 - Allowed for Registration - Principal Register (SOU accepted)

2002-08-20 - Assigned To Examiner

2002-08-19 - Statement of use processing complete

2001-12-14 - Amendment to Use filed

2001-12-17 - Communication received from applicant

2001-12-14 - Extension 2 granted

2001-12-04 - Extension 2 filed

2001-06-21 - Extension 1 granted

2001-06-05 - Extension 1 filed

2000-12-05 - Notice of allowance - mailed

2000-09-12 - Published for opposition

2000-08-11 - Notice of publication

2000-06-14 - Approved for Pub - Principal Register (Initial exam)

2000-05-24 - Examiner's amendment mailed

2000-05-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rauer L. Meyer

Correspondent

Marlene J. Williams

Thelen Reid & Priest LLP

P.O. Box 190187

San Francisco CA 94119-0187

Phone Number: (415) 369-7368

Fax Number: (415) 373-1211

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 546

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:51:49 ET

Serial Number: 75839853 Assignment Information

Registration Number: 2423138

Mark (words only): DIGICARD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-01-23

Filing Date: 1999-11-03

Transformed into a National Application: No

Registration Date: 2001-01-23

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-12-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGICARD Plastikkarten Druck-und Codiersysteme G.m.b.H

Address:

DIGICARD Plastikkarten Druck-und Codiersysteme G.m.b.H
Obachgasse 20
A-1220 Wien
Austria

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Austria

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Apparatus and devices for personalization of identification cards, namely, printers and recorders for writing optical, magnetic and electronic data on and in identification cards

Basis: 1(a), 44(e)

First Use Date: 1992-02-00

First Use in Commerce Date: 1992-02-00

ADDITIONAL INFORMATION

Foreign Registration Number: 21113
Foreign Registration Date: 1998-09-17
Country: Erpn Cmnty TM Ofc
Foreign Expiration Date: 2008-09-17

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-27 - Section 8 (6-year) and Section 15 Filed
2006-11-27 - TEAS Section 8 & 15 Received
2006-07-26 - TEAS Change Of Correspondence Received
2006-07-14 - Case File In TICRS
2001-01-23 - Registered - Principal Register
2000-10-31 - Published for opposition
2000-09-29 - Notice of publication
2000-09-01 - Approved for Pub - Principal Register (Initial exam)
2000-07-03 - Communication received from applicant
2000-04-25 - Non-final action mailed
2000-04-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael J. Bujold

Correspondent

Michael J. Bujold
Davis & Bujold, PLLC
112 Pleasant Street
Concord NH 03301
Phone Number: 603-226-7490
Fax Number: 603-226-7499

Domestic Representative

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

547

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:02 ET

Serial Number: 75836922 Assignment Information

Registration Number: 2543861

Mark (words only): DIGITAL CLAY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-05

Filing Date: 1999-11-02

Transformed into a National Application: No

Registration Date: 2002-03-05

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-03-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Studio PON

Address:
Studio PON
2 Via Perico
Rancho Santa Margarita, CA 92688
United States
Legal Entity Type: Sole Proprietorship
State or Country Where Organized: Japan

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for use as a painting tool and in the real time, three dimensional sculpting of digital graphics of web sites
Basis: 1(a)
First Use Date: 1999-08-25

First Use in Commerce Date: 1999-08-25

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-03-05 - Registered - Principal Register
 - 2001-12-11 - Published for opposition
 - 2001-11-21 - Notice of publication
 - 2001-09-24 - Approved for Pub - Principal Register (Initial exam)
 - 2001-09-24 - Examiner's amendment mailed
 - 2001-09-19 - Previous allowance count withdrawn
 - 2000-10-20 - Approved for Pub - Principal Register (Initial exam)
 - 2000-07-08 - Communication received from applicant
 - 2000-10-13 - Assigned To Examiner
 - 2000-06-27 - Final refusal mailed
 - 2000-04-28 - Communication received from applicant
 - 2000-03-28 - Non-final action mailed
 - 2000-03-24 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Ken Hamamoto

Correspondent
KEN HAMAMOTO
LAW OFFICES OF KEN HAMAMOTO
4000 BARRANCA PKWY STE 250
IRVINE CA 92604-1713

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS .
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 548

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:13 ET

Serial Number: 75832435 Assignment Information

Registration Number: 2712399

Mark (words only): DIGITAL MONSTERS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-06

Filing Date: 1999-10-26

Transformed into a National Application: No

Registration Date: 2003-05-06

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-05-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kabushiki Kaisha Bandai

Address:
Kabushiki Kaisha Bandai
5-4, Komagata 2-chome
Taito-ku, Tokyo
Japan

Legal Entity Type: Corporation
State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Video game machines for use with television, computer game tapes and computer game software, video game disks, vending machines, phonograph records featuring stories, rhymes, and music, blank audio and video tapes, pre-recorded audio and video tapes and prerecorded audio and video disks featuring animated stories and rhymes; telephones, wireless telephones, sunglasses and cameras, namely, video, photographic, 35mm, and motion picture cameras

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 11-74505
Foreign Registration Number: 4409920
Foreign Registration Date: 2000-08-18
Country: Japan
Foreign Filing Date: 1999-08-19
Foreign Expiration Date: 2010-08-18

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-09-07 - TEAS Change Of Correspondence Received
2003-04-21 - PAPER RECEIVED
2003-05-06 - Registered - Principal Register
2003-03-12 - Opposition terminated for Proceeding
2003-03-12 - Opposition dismissed for Proceeding
2002-02-26 - Opposition instituted for Proceeding
2001-11-08 - Extension Of Time To Oppose Received
2001-10-09 - Published for opposition
2001-09-19 - Notice of publication
2001-06-20 - Approved for Pub - Principal Register (Initial exam)
2001-02-12 - Communication received from applicant
2000-12-18 - Letter of suspension mailed
2000-09-29 - Communication received from applicant
2000-03-30 - Non-final action mailed
2000-03-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
RANDOLPH A. SMITH

Correspondent
Randolph A. Smith
SMITH PATENT OFFICE
Suite 901
1901 Pennsylvania Ave., N.W.
Washington DC 20006-3433
Phone Number: 202-530-5900
Fax Number: 202-530-5902

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 549

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:25 ET

Serial Number: 75832433 Assignment Information

Registration Number: 2436641

Mark



(words only): DIGIMON

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-03-20

Filing Date: 1999-10-26

Transformed into a National Application: No

Registration Date: 2001-03-20

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kabushiki Kaisha Bandai

Address:
Kabushiki Kaisha Bandai
5-4, Komagata 2-chome
Taito-ku, Tokyo
Japan
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Video game machines for use with television, computer game tapes and computer game software, video game disks, vending machines, computers, computer and coaxial cables, batteries, phonograph records featuring stories, rhymes, and music, blank audio and video tapes, pre-recorded audio and video tapes and pre-recorded audio and video disks featuring animated stories and rhymes; telephones, wireless telephones, sunglasses and cameras, namely, video, photographic, 35mm, and motion picture cameras

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

230156

Foreign Application Number: 11-75900

Foreign Registration Number: 4391383

Foreign Registration Date: 2000-06-16

Country: Japan

Foreign Filing Date: 1999-08-24

Foreign Expiration Date: 2010-06-16

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-21 - Case File In TICRS

2002-10-30 - TEAS Change Of Correspondence Received

2002-06-04 - PAPER RECEIVED

2001-03-20 - Registered - Principal Register

2000-12-26 - Published for opposition

2000-11-24 - Notice of publication

2000-10-17 - Approved for Pub - Principal Register (Initial exam)

2000-10-04 - Examiner's amendment mailed

2000-09-27 - Examiner's amendment mailed

2000-08-15 - Communication received from applicant

2000-03-28 - Non-final action mailed

2000-03-22 - Assigned To Examiner

2000-03-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

RAMI S YANNI

Correspondent

Cynthia Nishimoto

Bandai America Incorporated

5551 Katella Avenue

Cypress CA 90630

Phone Number: 714-816-9764

Fax Number: 714-816-6705

Domestic Representative

Rami S. Yanni

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 550

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:37 ET

Serial Number: 75828628 Assignment Information

Registration Number: 2490045

Mark (words only): DIGIKID

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-18

Filing Date: 1999-10-20

Transformed into a National Application: No

Registration Date: 2001-09-18

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-10-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd., Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic equipment, namely video cameras, video recorders, blank video disks, tape recorders, blank audio and video cassettes, musical recordings, sun glasses, laser pointers, video game controllers, miniature televisions, and joysticks for computer and video games

Basis: 1(a)

First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

International Class: 016
Class Status: Active

Paper goods, namely posters, notepads, bumper stickers, pencils, pens and paper milk caps for trading, photographic albums, appointment books, art photographs, autograph books, baby books, ball-point pens, bank checks, paper banners, paper bibs, loose leaf binders, bulletin boards, clip boards, magnetic boards, picture framing mat boards, book covers, bookmarks, children's activity books, coloring books, composition books, picture books, gift wrapping paper, calendars, blank cards, gift cards, greeting cards, playing cards, pencil cases, pen cases, checkbook covers, computer game instruction manuals, drawing rulers, erasers, flash cards, crossword puzzles, markers newsletters and magazines regarding lifestyles, computers, people and events, paper party decorations, paper party hats, pencil holders, postcards, calendars and scrapbooks

Basis: 1(a)
First Use Date: 1998-07-01
First Use in Commerce Date: 1999-06-17

International Class: 025
Class Status: Active

Clothing, namely tee shirts, golf shirts, jackets, hats, shorts sweat shirts, aprons, cloth bibs, gloves, and underclothes

Basis: 1(a)
First Use Date: 1998-07-16
First Use in Commerce Date: 1998-07-16

International Class: 028
Class Status: Active

Toys, namely skate boards, in-line skates, rubber action balls, action figures and accessories therefor, action toys, electric action toys, electronic action toys, toy airplanes, stuffed toy animals, arm guards, shin guards, knee guards, wrist guards, elbow guards, and mouth guards for athletic use, baseballs, basketballs, bowling balls, footballs, volley balls, soccer balls, bean bags, softball bats, baseball bats, body boards, surf boards, stand alone video game output machines, board games, card games, pinball type games, golf tees, golf clubs, jigsaw puzzles, kites, surfboard wax, surfboard leashes, volleyball game playing equipment, toy binoculars and yo-yos

Basis: 1(a)
First Use Date: 1999-06-08
First Use in Commerce Date: 1999-06-08

International Class: 035
Class Status: Active

computerized on-line retail and wholesale distributorship services in the fields of computer and electronic equipment, paper goods, toys and clothing

Basis: 1(a)
First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-09-18 - Registered - Principal Register

2001-06-26 - Published for opposition

2001-06-13 - Notice of publication

2001-03-14 - Approved for Pub - Principal Register (Initial exam)

2001-03-13 - Examiner's amendment mailed

2001-01-16 - Communication received from applicant

2000-12-04 - Final refusal mailed

2000-10-05 - Communication received from applicant

2000-04-07 - Non-final action mailed

2000-04-04 - Assigned To Examiner

2000-04-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE
D-GENERATION INC.
595 W GRANADA BLVD STE J
ORMOND BEACH FL 32174-5183

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 551

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:47 ET

Serial Number: 75828627 Assignment Information

Registration Number: 2490044

Mark (words only): DIGIGEN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-18

Filing Date: 1999-10-20

Transformed into a National Application: No

Registration Date: 2001-09-18

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-10-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd., Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic equipment, namely video cameras, video recorders, blank video disks, tape recorders, blank audio and video cassettes, musical recordings, sun glasses, laser pointers, video game controllers, miniature televisions, and joysticks for computer and video games

Basis: 1(a)

First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

International Class: 016
Class Status: Active

Paper goods, namely posters, notepads, bumper stickers, pencils, pens and paper milk caps for trading, photographic albums, appointment books, art photographs, autograph books, baby books, ball-point pens, bank checks, paper banners, paper bibs, loose leaf binders, bulletin boards, clip boards, magnetic boards, picture framing mat boards, book covers, bookmarks, children's activity books, coloring books, composition books, picture books, gift wrapping paper, calendars, blank cards, gift cards, greeting cards, playing cards, pencil cases, pen cases, checkbook covers, computer game instruction manuals, drawing rulers, erasers, flash cards, crossword puzzles, markers newsletters and magazines regarding lifestyles, computers, people and events, paper party decorations, paper party hats, pencil holders, postcards, calendars and scrapbooks

Basis: 1(a)
First Use Date: 1998-07-01
First Use in Commerce Date: 1998-07-01

International Class: 025
Class Status: Active

Clothing, namely tee shirts, golf shirts, jackets, hats, shorts sweat shirts, aprons, cloth bibs, gloves, and underclothes

Basis: 1(a)
First Use Date: 1998-07-16
First Use in Commerce Date: 1998-07-16

International Class: 028
Class Status: Active

Toys, namely skate boards, in-line skates, rubber action balls, action figures and accessories therefor, action toys, electric action toys, electronic action toys, toy airplanes, stuffed toy animals, arm guards, shin guards, knee guards, wrist guards, elbow guards, and mouth guards for athletic use, baseballs, basketballs, bowling balls, footballs, volley balls, soccer balls, bean bags, softball bats, baseball bats, body boards, surf boards, stand alone video game output machines, board games, card games, pinball type games, golf tees, golf clubs, jigsaw puzzles, kites, surfboard wax, surfboard leashes, volleyball game playing equipment, toy binoculars and yo-yos

Basis: 1(a)
First Use Date: 1999-06-08
First Use in Commerce Date: 1999-06-08

International Class: 035
Class Status: Active

computerized on-line retail and wholesale distributorship services in the fields of computer and electronic equipment, paper goods, toys and clothing

Basis: 1(a)
First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-09-18 - Registered - Principal Register
2001-06-26 - Published for opposition
2001-06-13 - Notice of publication
2001-03-14 - Approved for Pub - Principal Register (Initial exam)
2001-03-13 - Examiner's amendment mailed
2001-01-16 - Communication received from applicant
2000-12-04 - Final refusal mailed
2000-10-05 - Communication received from applicant
2000-04-07 - Non-final action mailed
2000-04-04 - Assigned To Examiner
2000-04-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE
D-GENERATION INC.
595 W GRANADA BLVD STE J
ORMOND BEACH FL 32174-5183

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 552

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:52:57 ET

Serial Number: 75828626 Assignment Information

Registration Number: 2490043

Mark (words only): DIGITAL KID

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-18

Filing Date: 1999-10-20

Transformed into a National Application: No

Registration Date: 2001-09-18

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-12-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd., Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic equipment, namely video cameras, video recorders, blank video disks, tape recorders, blank audio and video cassettes, musical recordings, sun glasses, laser pointers, video game controllers, miniature televisions, joysticks for computer and video games

Basis: 1(a)

First Use Date: 1999-06-17**First Use in Commerce Date:** 1999-06-17**International Class:** 016**Class Status:** Active

Paper goods, namely posters, notepads bumper stickers, pencils, pens and paper milk caps for trading, photographic albums, appointment books, art photographs, autograph books, baby books, ball-point pens, bank checks, paper banners, paper bibs, loose leaf binders, bulletin boards, clip boards, magnetic boards, picture framing mat boards, book covers, bookmarks, children's activity books, coloring books, composition books, picture books, gift wrapping paper, calendars, blank cards, gift cards, greeting cards, playing cards, pencil cases, pen cases, checkbook covers, computer game instruction manuals, drawing rulers, erasers, flash cards, crossword puzzles, markers, newsletters and magazines regarding lifestyles, computers, people and events, paper party decorations, paper party hats, pencil holders, postcards, calendars and scrapbooks

Basis: 1(a)**First Use Date:** 1998-07-01**First Use in Commerce Date:** 1998-07-01**International Class:** 025**Class Status:** Active

Clothing, namely tee shirts, golf shirts, jackets, hats, shorts, sweat shirts, aprons, cloth bibs, gloves, and underclothes

Basis: 1(a)**First Use Date:** 1998-07-16**First Use in Commerce Date:** 1998-07-16**International Class:** 028**Class Status:** Active

Toys, namely skate boards, in-line skates, rubber action balls, action figures and accessories therefor, action toys, electric action toys, toy airplanes, stuffed toy animals, arm guards, shin guards, knee guards, wrist guards, elbow guards, and mouth guards for athletic use, baseballs, basketballs, bowling balls, footballs, volley balls, soccer balls, bean bags, softball bats, baseball bats, body boards, surf boards, stand alone video game output machines, board games, card games, pinball type games, golf tees, golf clubs, jigsaw puzzles, joysticks for computer and video games, kites, surfboard wax, surfboard leashes, volleyball game playing equipment, toy binoculars and yo-yos

Basis: 1(a)**First Use Date:** 1999-06-08**First Use in Commerce Date:** 1999-06-08**International Class:** 035**Class Status:** Active

computerized on-line retail and wholesale distributorship services in the fields of computer and electronic equipment, paper goods, toys and clothing

Basis: 1(a)**First Use Date:** 1999-06-17**First Use in Commerce Date:** 1999-06-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-09-18 - Registered - Principal Register

2001-06-26 - Published for opposition

2001-06-13 - Notice of publication

2001-03-14 - Approved for Pub - Principal Register (Initial exam)

2001-03-13 - Examiner's amendment mailed

2001-01-12 - Communication received from applicant

2000-12-04 - Final refusal mailed

2000-10-05 - Communication received from applicant

2000-04-07 - Non-final action mailed

2000-04-04 - Assigned To Examiner

2000-04-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE
D-GENERATION INC.
595 W GRANADA BLVD STE J
ORMOND BEACH FL 32174-5183

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 553.

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:53:11 ET

Serial Number: 75827968 Assignment Information

Registration Number: 2486810

Mark (words only): GENERATION DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-11

Filing Date: 1999-10-21

Transformed into a National Application: No

Registration Date: 2001-09-11

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-10-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd., Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

electronic equipment, namely video cameras, video recorders, blank video disks, tape recorders, blank audio and video cassettes, musical recordings, sun glasses, laser pointers, video game controllers, miniature televisions, and joysticks for computer and video games

Basis: 1(a)

First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

International Class: 016

Class Status: Active

Paper goods, namely posters, notepads, bumper stickers, pencils, pens and paper milk caps for trading, photographic albums, appointment books, art photographs, autograph books, baby books, ball-point pens, bank checks, paper banners, paper bibs, loose leaf binders, bulletin boards, clip boards, magnetic boards, picture framing mat boards, book covers, bookmarks, children's activity books, coloring books, composition books, picture books, gift wrapping paper, calendars, blank cards, gift cards, greeting cards, playing cards, pencil cases, pen cases, checkbook covers, computer game instruction manuals, drawing rulers, erasers, flash cards, crossword, puzzles, markers newsletters and magazines regarding lifestyles, computers, people and events, paper party directions, paper party hats, pencil holders, postcards, calendars and scrapbooks

Basis: 1(a)
First Use Date: 1998-07-01
First Use in Commerce Date: 1998-07-01

International Class: 025

Class Status: Active

Clothing, namely tee shirts, golf shirts, jackets, hats, shorts,sweat shirts, aprons, cloth bibs, gloves, and underclothes

Basis: 1(a)
First Use Date: 1997-09-27
First Use in Commerce Date: 1997-12-01

International Class: 028

Class Status: Active

Toys, namely skate boards, in-line skates, rubber action balls, action figures and accessories therefor, action toys, electric actions toys, toy airplanes, stuffed toy animals, arm guards, shin guards, knee guards, wrist guards, elbow guards, and mouth guards for athletic use, baseballs, basketballs, bowling balls, footballs, volley balls, soccer balls, bean bags, softball bats, baseball bats, body boards, surf boards, stand alone video game output machines, board games, card games, pinball type games, golf tees, golf clubs, jigsaw puzzles, joysticks for computer and video games, kites, surfboard wax, surfboard leashes, volleyball game playing equipment, toy binoculars and yo-yos

Basis: 1(a)
First Use Date: 1999-06-08
First Use in Commerce Date: 1999-06-08

International Class: 035

Class Status: Active

computerized on-line retail and wholesale distributorship services in the fields of computer and electronic equipment, paper goods, toys and clothing

Basis: 1(a)
First Use Date: 1999-06-17
First Use in Commerce Date: 1999-06-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-09-11 - Registered - Principal Register
2001-06-19 - Published for opposition
2001-06-06 - Notice of publication
2001-03-14 - Approved for Pub - Principal Register (Initial exam)
2001-03-13 - Examiner's amendment mailed
2001-01-17 - Communication received from applicant
2000-12-14 - Final refusal mailed
2000-10-05 - Communication received from applicant
2000-04-07 - Non-final action mailed
2000-04-04 - Assigned To Examiner
2000-03-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE
D-GENERATION, INC.
595 W. GRANADA BLVD.
SUITE J
ORMOND BEACH, FL 32174

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 554

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:53:22 ET

Serial Number: 75826789 Assignment Information

Registration Number: 2525833

Mark (words only): DIGITSR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 1999-10-19

Transformed into a National Application: No

Registration Date: 2002-01-01

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Science Applications International Corporation ("SAIC")

Address:

Science Applications International Corporation ("SAIC")
10260 Campus Point Drive
San Diego, CA 92121
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software, namely speech-enabled computer software used for mapping and geographic information management

Basis: 1(a)

First Use Date: 1999-05-00

First Use in Commerce Date: 2000-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-01 - Registered - Principal Register
2001-09-20 - Allowed for Registration - Principal Register (SOU accepted)
2001-09-20 - Statement of use processing complete
2001-09-04 - Assigned To Examiner
2001-08-31 - Extension 2 granted
2001-08-22 - Amendment to Use filed
2001-08-22 - Extension 2 filed
2001-03-28 - Extension 1 granted
2001-03-02 - Extension 1 filed
2000-09-12 - Notice of allowance - mailed
2000-06-20 - Published for opposition
2000-05-19 - Notice of publication
2000-03-30 - Approved for Pub - Principal Register (Initial exam)
2000-03-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Faye M. Hammersley

Correspondent
FAYE M. HAMMERSLEY
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005-3315

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 555

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:53:34 ET

Serial Number: 75823170 Assignment Information

Registration Number: 2472310

Mark (words only): ARE YOU DIGITAL YET?

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-24

Filing Date: 1999-10-14

Transformed into a National Application: No

Registration Date: 2001-07-24

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Canon Kabushiki Kaisha

Address:

Canon Kabushiki Kaisha
30-2, 3-chome Shimomaruko
Ohta-ku, Tokyo
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL CAMERAS AND DIGITAL VIDEO CAMERAS; PARTS THEREFOR

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 1999-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-07-24 - Registered - Principal Register

2001-04-06 - Allowed for Registration - Principal Register (SOU accepted)

2001-04-06 - Assigned To Examiner

2001-04-04 - Assigned To Examiner

2001-03-27 - Statement of use processing complete

2001-02-26 - Amendment to Use filed

2000-08-29 - Notice of allowance - mailed

2000-06-06 - Published for opposition

2000-05-05 - Notice of publication

2000-03-01 - Approved for Pub - Principal Register (Initial exam)

2000-02-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nina Shreve

Correspondent

NINA SHREVE

FITZPATRICK CELLA HARPER & SCINTO

30 ROCKEFELLER PLZ

NEW YORK NY 10112-3801

Domestic Representative

FITZPATRICK, CELLA, HARPER & SCINTO

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 556

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:53:46 ET

Serial Number: 75821099 Assignment Information

Registration Number: 2469012

Mark



(words only): DIGISPEC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-17

Filing Date: 1999-10-07

Transformed into a National Application: No

Registration Date: 2001-07-17

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Times Up, Inc.

Address:

Times Up, Inc.
4070 Vanessa Drive
Las Vegas, NV 89103
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer accessories, namely, mouse pads and wrist rests
Basis: 1(a)
First Use Date: 1996-11-12
First Use in Commerce Date: 1996-11-12

ADDITIONAL INFORMATION

Design Search Code(s):
26.09.13 - Squares, exactly two squares; Two squares
26.09.14 - Squares, three or more; Three or more squares
26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-07-17 - Registered - Principal Register
2001-04-24 - Published for opposition
2001-04-11 - Notice of publication
2000-11-17 - Approved for Pub - Principal Register (Initial exam)
2000-07-20 - Communication received from applicant
2000-03-14 - Non-final action mailed
2000-03-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
STEPHEN M. SANVILLE

Correspondent
STEPHEN M. SANVILLE
QUIRK & TRATOS
3773 HOWARD HUGHES PARKWAY
SUITE 500 NORTH
LAS VEGAS, NEVADA 89109

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 557

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:53:54 ET

Serial Number: 75820034 Assignment Information

Registration Number: 2500879

Mark (words only): DIGITALINK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-23

Filing Date: 1999-10-28

Transformed into a National Application: No

Registration Date: 2001-10-23

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-11-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NG, SENG N

Address:
NG, SENG N
17942 PASEO VALLE
CHINO HILLS, CA 91709
United States

Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active

coaxial and digital cables, and connectors for audio and video equipment, namely, digital satellite receivers, digital video disc players, compact disc players, television sets, power amplifiers, mini compact disc payers, audio speakers, tape recorders, digital audio tape players, camcorders, audio and video receivers, equalizers, preamplifiers, subwoofers, turntables, stereo tuners, video players, liquid crystal display projectors; and car audio systems, namely, compact disc

players, audio tape players, tuners, audio receivers, power amplifiers, mini compact disc players and audio speakers

Basis: 1(a)

First Use Date: 2000-10-17

First Use in Commerce Date: 2000-10-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-23 - Registered - Principal Register

2001-06-04 - Allowed for Registration - Principal Register (SOU accepted)

2001-05-18 - Statement of use processing complete

2001-05-15 - Amendment to Use filed

2001-05-08 - Notice of allowance - mailed

2000-11-07 - Extension Of Time To Oppose Received

2000-10-03 - Published for opposition

2000-09-01 - Notice of publication

2000-08-08 - Approved for Pub - Principal Register (Initial exam)

2000-08-02 - Examiner's amendment mailed

2000-06-12 - Communication received from applicant

2000-06-01 - Non-final action mailed

2000-04-27 - Communication received from applicant

2000-03-20 - Non-final action mailed

2000-03-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

SENG N. NG

AKA CALVIN NG

12644 THOROUGHBRED COURT

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 558

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:54:03 ET

Serial Number: 75817690 Assignment Information

Registration Number: 2717714

Mark (words only): DIGISAFE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-20

Filing Date: 1999-10-06

Transformed into a National Application: No

Registration Date: 2003-05-20

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-05-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CET Technologies Pte Ltd

Address:
CET Technologies Pte Ltd
Singapore Technologies Building 100 Jurong East Street 21
Singapore 609602
Singapore

Legal Entity Type: Company
State or Country Where Organized: Singapore

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
information technology security products, namely, computer hardware and computer software for use in authenticating and maintaining the privacy, non-repudiation and confidentiality of data transfer in computer networking
Basis: 1(a)
First Use Date: 2000-12-07

First Use in Commerce Date: 2000-12-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-05-20 - Registered - Principal Register

2003-03-24 - Allowed for Registration - Principal Register (SOU accepted)

2003-03-21 - Assigned To Examiner

2003-03-13 - Statement of use processing complete

2002-12-03 - Amendment to Use filed

2002-12-09 - PAPER RECEIVED

2002-06-13 - Extension 2 granted

2002-05-31 - Extension 2 filed

2001-12-18 - Extension 1 granted

2001-12-04 - Extension 1 filed

2001-06-05 - Notice of allowance - mailed

2001-03-13 - Published for opposition

2001-02-28 - Notice of publication

2000-12-04 - Approved for Pub - Principal Register (Initial exam)

2000-09-27 - Communication received from applicant

2000-04-04 - Non-final action mailed

2000-03-09 - Assigned To Examiner

2000-03-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

R.J. Heher

Correspondent

R.J. HEHER

FENWICK & WEST LLP

2 PALO ALTO SQ STE 800

PALO ALTO CA 94306-2105

Domestic Representative

Fenwick & West LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 559

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:54:14 ET

Serial Number: 75816514 Assignment Information

Registration Number: 2541238

Mark (words only): DIGILAZ

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-02-19

Filing Date: 1999-10-06

Transformed into a National Application: No

Registration Date: 2002-02-19

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-03-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SD ACQUISITION INC.

Address:
SD ACQUISITION INC.
5600 S. 42ND STREET
OMAHA, NE 68107
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Nebraska

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer operating software for use with scientific analytical laser ablation
Basis: 1(a)
First Use Date: 1999-08-00
First Use in Commerce Date: 1999-12-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-02-19 - Registered - Principal Register
2001-09-19 - Allowed for Registration - Principal Register (SOU accepted)
2001-09-19 - Assigned To Examiner
2001-08-27 - Statement of use processing complete
2001-08-27 - Amendment to Use filed
2001-06-26 - Notice of allowance - mailed
2001-04-03 - Published for opposition
2001-03-21 - Notice of publication
2000-10-25 - Approved for Pub - Principal Register (Initial exam)
2000-06-05 - Communication received from applicant
2000-03-10 - Non-final action mailed
2000-03-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JAMES D. WELCH

Correspondent
JAMES D. WELCH
10328 PINEHURST AVE
OMAHA NE 68124-1870

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 560

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:54:23 ET

Serial Number: 75816382 Assignment Information

Registration Number: 2445873

Mark (words only): DIGITAL FILING FOR EVERYONE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-04-24

Filing Date: 1999-10-06

Transformed into a National Application: No

Registration Date: 2001-04-24

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ImageTag, Inc.

Address:
ImageTag, Inc.
7201 West Oakland, #2
Chandler, AZ 85226
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Arizona

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE FOR MANAGING, STORING, AND RETRIEVING DIGITAL IMAGES
Basis: 1(a)
First Use Date: 1999-07-08
First Use in Commerce Date: 1999-07-08

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL FILING"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-03 - Case File In TIGRS

2006-09-20 - Review Of Correspondence Complete

2005-01-13 - PAPER RECEIVED

2001-04-24 - Registered - Principal Register

2000-12-26 - Published for opposition

2000-11-24 - Notice of publication

2000-10-23 - Approved for Pub - Principal Register (Initial exam)

2000-10-23 - Assigned To Examiner

2000-10-23 - Assigned To Examiner

2000-10-02 - Communication received from applicant

2000-03-28 - Non-final action mailed

2000-03-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

S Jared Pitts

Correspondent

S JARED PITTS

SCHMEISER OLSEN & WATTS LLP

18 E UNIVERSITY DR STE 101

MESA AZ 85201-5946

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 561

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:54:34 ET

Serial Number: 75815888 Assignment Information

Registration Number: 2502837

Mark (words only): ADL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-30

Filing Date: 1999-10-05

Transformed into a National Application: No

Registration Date: 2001-10-30

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-11-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Banner Engineering Corporation

Address:
Banner Engineering Corporation
9714 Tenth Avenue South
Minneapolis, MN 55441
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DIGITAL LOGIC SOFTWARE PROGRAM FOR ADJUSTING THE OPERATING CHARACTERISTICS OF PHOTOELECTRIC, CAPACITIVE, INDUCTIVE, MAGNETIC OR ULTRASONIC SENSORS TO COMPENSATE FOR CHANGES IN THE BACKGROUND CONDITION DEFECTS BY THE SENSOR
Basis: 1(a)

First Use Date: 1999-10-06**First Use in Commerce Date:** 1999-10-06

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-30 - Registered - Principal Register

2001-06-14 - Allowed for Registration - Principal Register (SOU accepted)

2001-06-07 - Statement of use processing complete

2001-05-24 - Amendment to Use filed

2000-12-05 - Notice of allowance - mailed

2000-09-12 - Published for opposition

2000-08-11 - Notice of publication

2000-07-03 - Approved for Pub - Principal Register (Initial exam)

2000-06-30 - Examiner's amendment mailed

2000-03-13 - Non-final action mailed

2000-03-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Albert L Underhill

Correspondent

ALBERT L UNDERHILL

MERCHANT & GOULD PC

PO BOX 2910

MINNEAPOLIS MN 55402-0910

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 562

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:54:44 ET

Serial Number: 75812211 Assignment Information

Registration Number: 2652264

Mark (words only): DMS CONSUMER PRIVACY FIREWALL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-19

Filing Date: 1999-09-30

Transformed into a National Application: No

Registration Date: 2002-11-19

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-01-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Matrix Systems, Inc.

Address:

Digital Matrix Systems, Inc.
15301 Spectrum Drive, 2nd Floor
Addison, TX 750016466
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in analyzing consumer demographic and credit data while protecting consumer identity

Basis: 1(a)

First Use Date: 2001-01-04

First Use in Commerce Date: 2001-01-04

ADDITIONAL INFORMATION

Disclaimer: "CONSUMER PRIVACY FIREWALL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-11-19 - Registered - Principal Register

2002-10-11 - Allowed for Registration - Principal Register (SOU accepted)

2002-09-16 - Previous allowance count withdrawn

2002-03-19 - Communication received from applicant

2002-03-27 - Communication received from applicant

2002-03-21 - PAPER RECEIVED

2002-03-12 - Non-final action mailed

2002-03-11 - Assigned To Examiner

2002-03-06 - Statement of use processing complete

2002-02-20 - Amendment to Use filed

2001-09-07 - Extension 1 granted

2001-08-20 - Extension 1 filed

2001-02-20 - Notice of allowance - mailed

2000-11-28 - Published for opposition

2000-10-27 - Notice of publication

2000-07-20 - Approved for Pub - Principal Register (Initial exam)

2000-05-30 - Communication received from applicant

2000-04-25 - Non-final action mailed

2000-02-25 - Assigned To Examiner

2000-02-23 - Assigned To Examiner

2000-02-23 - Assigned To Examiner

2000-02-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
LEE ANN WHEELIS

Correspondent
LEE ANN WHEELIS
THOMPSON & KNIGHT LLP
1700 PACIFIC AVE STE 3300
DALLAS TX 75201-4693

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 563

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:55:14 ET

Serial Number: 75811374 Assignment Information

Registration Number: 2525814

Mark (words only): DIGITAL EXECUTIVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 1999-09-27

Transformed into a National Application: No

Registration Date: 2002-01-01

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DX TRADING CO., LTD.

Address:

DX TRADING CO., LTD.
1-9-7 Shounai-Takara-machi
Toyonaka-shi, Osaka-fu 561-0836
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Aerial antennas for televisions, mobile phones, and radios

Basis: 1(a)

First Use Date: 2001-01-06

First Use in Commerce Date: 2001-01-06

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-01 - Registered - Principal Register

2001-08-07 - Allowed for Registration - Principal Register (SOU accepted)

2001-07-19 - Statement of use processing complete

2001-07-02 - Amendment to Use filed

2001-01-02 - Notice of allowance - mailed

2000-10-10 - Published for opposition

2000-09-08 - Notice of publication

2000-08-16 - Approved for Pub - Principal Register (Initial exam)

2000-05-16 - Communication received from applicant

2000-03-13 - Non-final action mailed

2000-02-29 - Assigned To Examiner

2000-02-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
SAMSON HELFGOTT

Correspondent
SAMSON HELFGOTT
HELFGOTT & KARAS, P.C.
EMPIRE STATE BUILDING, 60TH FLOOR
NEW YORK, NEW YORK 10118

Domestic Representative
Helfgott & Karas, P.C.

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 564

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:55:26 ET

Serial Number: 75810440 Assignment Information

Registration Number: 2412257

Mark



(words only): DIGITAL CCTV.COM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-12-12

Filing Date: 1999-10-21

Transformed into a National Application: No

Registration Date: 2000-12-12

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-07-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Closed Circuit Products of America Inc

Address:

Closed Circuit Products of America Inc
6395 Gunpark Drive Suite C
Boulder, CO 80301
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL VIDEO RECORDERS THAT RECORD VIDEO FROM SEVERAL VIDEO SOURCES AND THEN RECORDS ALL INFORMATION ON A HARD DRIVE FOR INDUSTRIAL SECURITY AND SURVEILLANCE

Basis: 1(a)

First Use Date: 1999-02-01

First Use in Commerce Date: 1999-02-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "CCTV" and "COM"

Design Search Code(s):

26.01.21 - Circles that are totally or partially shaded.

26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-24 - Case File In TICRS

2000-12-12 - Registered - Principal Register

2000-09-19 - Published for opposition

2000-08-18 - Notice of publication

2000-07-24 - Approved for Pub - Principal Register (Initial exam)

2000-07-17 - Examiner's amendment mailed

2000-05-28 - Communication received from applicant

2000-03-28 - Non-final action mailed

2000-02-28 - Assigned To Examiner

2000-02-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Closed Circuit Products of America Inc

6395 Gunpark Drive
Suite C
Boulder CO 80301

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 565

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:55:41 ET

Serial Number: 75809812 Assignment Information

Registration Number: 2389795

Mark (words only): DIGI-BLOCK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-26

Filing Date: 1999-09-28

Transformed into a National Application: No

Registration Date: 2000-09-26

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L10 -TMEG Law Office 101

Date In Location: 2006-01-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Barnstead Thermolyne Corporation

Address:

Barnstead Thermolyne Corporation
2555 Kerper Boulevard
Dubuque, IA 52001
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital block heater for laboratory use

Basis: 1(a)

First Use Date: 1990-10-01

First Use in Commerce Date: 1990-10-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-01-27 - Case File In TICRS
- 2000-09-26 - Registered - Principal Register
- 2000-07-04 - Published for opposition
- 2000-06-02 - Notice of publication
- 2000-02-24 - Approved for Pub - Principal Register (Initial exam)
- 2000-02-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Kelly C. Scott

Correspondent
KELLY C. SCOTT
SYBRON INTERNATIONAL CORPORATION
411 E WISCONSIN AVE STE 2400
MILWAUKEE WI 53202-4461

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 51d6

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:55:52 ET

Serial Number: 75802886 Assignment Information

Registration Number: 2666828

Mark (words only): DIGITRAC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-24

Filing Date: 1999-09-20

Transformed into a National Application: No

Registration Date: 2002-12-24

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-02-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CEQUENT ELECTRICAL PRODUCTS, INC.

Address:

CEQUENT ELECTRICAL PRODUCTS, INC.

30600 TELEGRAPH ROAD

BRINGHAM FARMS, MI 48025

United States

Legal Entity Type: Corporation

State or Country of Incorporation:(NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic brake controls for use in land vehicles

Basis: 1(a)

First Use Date: 1999-09-20

First Use in Commerce Date: 1999-09-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-14 - Attorney Revoked And/Or Appointed

2006-02-14 - TEAS Revoke/Appoint Attorney Received

2002-12-24 - Registered - Principal Register

2002-10-10 - Allowed for Registration - Principal Register (SOU accepted)

2002-10-09 - Statement of use processing complete

2002-09-11 - Amendment to Use filed

2002-09-16 - PAPER RECEIVED

2002-04-25 - Extension 2 granted

2002-04-10 - Extension 2 filed

2002-03-20 - Extension 1 granted

2001-10-10 - Extension 1 filed

2002-04-23 - Reinstated

2002-03-23 - Abandonment - No use statement filed

2001-04-10 - Notice of allowance - mailed

2001-01-16 - Published for opposition

2000-12-15 - Notice of publication

2000-10-23 - Approved for Pub - Principal Register (Initial exam)

2000-08-31 - Communication received from applicant

2000-03-29 - Non-final action mailed

2000-02-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James A. Dimitrijevs

Correspondent

James A. Dimitrijevs

McDonald Hopkins Co., LPA

Suite 2100

600 Superior Avenue, East

Cleveland OH 44114

Phone Number: 216-348-5400

Fax Number: 216-348-5474

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 567

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:05 ET

Serial Number: 75800116 Assignment Information

Registration Number: 2625616

Mark (words only): DIGICLOPS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-24

Filing Date: 1999-10-06

Transformed into a National Application: No

Registration Date: 2002-09-24

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Point Grey Research Inc.

Address:

Point Grey Research Inc.
305-1847 West Broadway
Vancouver, BC V6J 1Y6
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Video cameras; multiple video camera arrays, namely, two or more light sensitive devices to perform stereo imaging; digital video input and storage devices, namely, light sensitive devices such as CCDs or CMOS cameras, which transfer digital video and image data over devices such as, IEEE1394, USB and Ethernet interfaces, to recording devices such as hard drives, floppy and compact disks and memory chips; video input devices for computers; digital

and analogue imaging cameras and software for computer imaging uses; computer and video hardware, namely, light to electricity converting devices such as CCD and CMOS cameras, and any camera that has image processing capabilities, and software, for creating and capturing still and video images; computer software for acquiring, capturing, creating, manipulating, converting, transferring, presenting and storing still and video images; computer hardware and software used and associated with 3-D range sensing, namely, for object dimensioning, object classification, object tracking, and motion control; computer hardware and software associated with 3-D digitization, namely, for 3-D modeling, virtual reality, animation and photorealistic rendering; computer hardware and software for capturing and processing of images associated with video surveillance; and instruction manuals as a unit therewith

Basis: 1(a)

First Use Date: 2000-02-01

First Use in Commerce Date: 2000-02-14

ADDITIONAL INFORMATION

Foreign Application Number: 1013167

Country: Canada

Foreign Filing Date: 1999-04-26

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-09-24 - Registered - Principal Register

2002-06-14 - Allowed for Registration - Principal Register (SOU accepted)

2002-04-26 - Communication received from applicant

2002-04-26 - PAPER RECEIVED

2002-03-06 - Non-final action mailed

2002-02-28 - Assigned To Examiner

2002-02-25 - Assigned To Examiner

2002-02-25 - Assigned To Examiner

2002-02-08 - Statement of use processing complete

2002-02-08 - Amendment to Use filed

2002-01-22 - Notice of allowance - mailed

2001-10-30 - Published for opposition

2001-10-10 - Notice of publication

2001-06-21 - Approved for Pub - Principal Register (Initial exam)

2000-12-01 - Communication received from applicant

2000-10-10 - Letter of suspension mailed

2000-08-15 - Communication received from applicant

2000-02-28 - Non-final action mailed

2000-02-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Mark Jordan- Invicta Law Group PLLC
1000 Second Avenue, suite 3310
Seattle WA 98101

Domestic Representative

Mark Jordan- Invicta Law Group PLLC

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 568

TO APPLICANT'S NOTICE OF RELIANCE

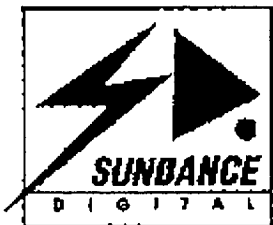
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:16 ET

Serial Number: 75797683 Assignment Information

Registration Number: 2611202

Mark



(words only): SUNDANCE DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-27

Filing Date: 1999-09-13

Transformed into a National Application: No

Registration Date: 2002-08-27

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-12-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sundance Digital Inc.

Address:

Sundance Digital Inc.
6309 N. O'Connor Suite # 111
Irving, TX 75039
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Automation systems comprising, computers and computer software supporting professional television equipment, namely, digital video servers, tape transports, routers master control and production switchers and other common peripherals, namely, video tape recorders

Basis: 1(a)

First Use Date: 1994-06-00

First Use in Commerce Date: 1994-06-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

01.15.02 - Electricity; Lightning; Sparks (jagged lines)

26.01.02 - Circles, plain single line; Plain single line circles

26.01.21 - Circles that are totally or partially shaded.

26.05.02 - Plain single line triangles; Triangles, plain single line

26.05.21 - Triangles that are completely or partially shaded

26.11.02 - Plain single line rectangles; Rectangles (single line)

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-05-24 - TEAS Change Of Correspondence Received

2002-10-24 - PAPER RECEIVED

2002-08-27 - Registered - Principal Register

2002-06-04 - Published for opposition

2002-05-15 - Notice of publication

2002-02-14 - Approved for Pub - Principal Register (Initial exam)

2001-09-14 - Communication received from applicant

2001-03-20 - Non-final action mailed

2000-09-11 - Communication received from applicant

2000-03-14 - Non-final action mailed

2000-02-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

SUNDANCE DIGITAL, INC. c/o AVID TECHNOLO
ATTN: TRADEMARK ADMINISTRATOR
ONE PARK WEST
TEWKSBURY MA 01876

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 569

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:27 ET

Serial Number: 75797392 Assignment Information

Registration Number: 2383087

Mark (words only): DIGI-CRANE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-05

Filing Date: 1999-09-13

Transformed into a National Application: No

Registration Date: 2000-09-05

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M2D -TMO Law Office 111 - Docket Clerk

Date In Location: 2006-02-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Autocue, Inc.

Address:

Autocue, Inc.
104 East 25th Street
New York, NY 10010
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Camera booms

Basis: 1(a)

First Use Date: 1997-08-18

First Use in Commerce Date: 1997-08-18

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-15 - Case File In TIGRS

2000-09-05 - Registered - Principal Register

2000-06-13 - Published for opposition

2000-05-12 - Notice of publication

2000-02-11 - Approved for Pub - Principal Register (Initial exam)

2000-02-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lynn A Sullivan

Correspondent

LYNN A SULLIVAN

LEYDIG VOIT & MAYER LTD

TWO PRUDENTIAL PLAZA SUITE 4900

CHICAGO ILLINOIS 60601

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 570

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:37 ET

Serial Number: 75792980 Assignment Information

Registration Number: 2360354

Mark (words only): DIGIBILL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-06-20

Filing Date: 1999-09-07

Transformed into a National Application: No

Registration Date: 2000-06-20

Register: Principal

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BLACK, WILLIAM R.

Address:
BLACK, WILLIAM R.
60 GRAMERCY PARK, SUITE 11F
NEW YORK, NY 10010
United States
Legal Entity Type: Individual
Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
SOFTWARE IN THE FIELD OF HEALTHCARE CLAIMS PROCESSING
Basis: 1(a)
First Use Date: 1999-03-01
First Use in Commerce Date: 1999-03-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-03-21 - Case File In TIGRS

2000-06-20 - Registered - Principal Register

2000-03-28 - Published for opposition

2000-02-25 - Notice of publication

2000-02-10 - Approved for Pub - Principal Register (Initial exam)

2000-02-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

WILLIAM R. BLACK
60 GRAMERCY PARK, SUITE 11F
NEW YORK, NY 10010

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 571

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:47 ET

Serial Number: 75788678 Assignment Information

Registration Number: 2666824

Mark (words only): THE DIGITAL GENERATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-24

Filing Date: 1999-08-31

Transformed into a National Application: No

Registration Date: 2002-12-24

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-02-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595 W. Granada Blvd., Suite J
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic equipment, namely video cameras, video cassette recorders, video disks, video tape recorders, blank cassettes, musical sound recordings, sun glasses, laser pointers, video game controllers, and miniature televisions

Basis: 1(a)

First Use Date: 1999-06-17

First Use in Commerce Date: 1999-06-17

International Class: 021

Class Status: Active

Lunch boxes, lunch pails, paper cups, paper plates, beer mugs, glass mugs, and porcelain mugs

Basis: 1(a)

First Use Date: 1999-06-17

First Use in Commerce Date: 2002-09-04

International Class: 030

Class Status: Active

Candy, breakfast cereal, grain based beverages, herbal food beverages and non-dairy, non-vegetable based food beverages

Basis: 1(a)

First Use Date: 1999-06-17

First Use in Commerce Date: 2002-09-04

International Class: 036

Class Status: Active

underwriting insurance in the field of automobile, home, and life; banking services; funds investment; electronic funds transfer and financial information provided by electronic means, for purposes of banking, debit card and smart card transactions

Basis: 1(a)

First Use Date: 1999-06-17

First Use in Commerce Date: 2002-09-04

International Class: 038

Class Status: Active

Telecommunication services, namely cellular telephone services and television and radio broadcasting services

Basis: 1(a)

First Use Date: 1999-06-17

First Use in Commerce Date: 2002-09-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-24 - Registered - Principal Register

2002-10-21 - Allowed for Registration - Principal Register (SOU accepted)

2002-10-21 - Assigned To Examiner

2002-10-21 - Statement of use processing complete

2002-09-17 - Amendment to Use filed

2002-09-17 - PAPER RECEIVED
2002-05-13 - Extension 2 granted
2002-03-19 - Extension 2 filed
2002-03-19 - TEAS Extension Received
2001-09-27 - Extension 1 granted
2001-09-18 - Extension 1 filed
2001-03-20 - Notice of allowance - mailed
2000-12-26 - Published for opposition
2000-11-24 - Notice of publication
2000-09-26 - Approved for Pub - Principal Register (Initial exam)
2000-07-31 - Communication received from applicant
2000-03-01 - Non-final action mailed
2000-02-29 - Assigned To Examiner
2000-01-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Brian S. Steinberger

Correspondent

BRIAN S. STEINBERGER
101 BREVARD AVENUE
COCOA, FLORIDA 32922

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
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v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 572

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:56:58 ET

Serial Number: 75788440 Assignment Information

Registration Number: 2389744

Mark (words only): DIGITAL LAVA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-26

Filing Date: 1999-08-31

Transformed into a National Application: No

Registration Date: 2000-09-26

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L5D -TMEG Law Office 105 - Docket Clerk

Date In Location: 2006-01-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Lava, Inc.

Address:
Digital Lava, Inc.
13160 Mindanao Way, Suite 350
Marina del Rey, CA 90292
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE PROGRAMS DEALING WITH VIDEO PUBLISHING, RICH MIXED MEDIA PRESENTATIONS, AN STREAMING MEDIA DESKTOP APPLICATIONS
Basis: 1(a)
First Use Date: 1996-08-27

First Use in Commerce Date: 1996-08-27

International Class: 042

Class Status: Active

COMPUTER SERVICES, NAMELY, PROVIDING VIDEO PUBLISHING SOLUTIONS FOR COMMUNICATIONS, TRAINING, PRESENTATIONS, SALES FORCE AUTOMATION, VIDEO ASSET MANAGEMENT, AND COLLABORATION BETWEEN GOVERNMENT ENTITIES AND BUSINESS

Basis: 1(a)

First Use Date: 1996-08-27

First Use in Commerce Date: 1996-08-27

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-01-23 - Case File In TICRS

2005-07-07 - PAPER RECEIVED

2000-09-26 - Registered - Principal Register

2000-07-04 - Published for opposition

2000-06-02 - Notice of publication

2000-04-14 - Approved for Pub - Principal Register (Initial exam)

2000-04-11 - Examiner's amendment mailed

2000-02-18 - Non-final action mailed

2000-02-14 - Assigned To Examiner

2000-02-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Scott Schecter

Correspondent

DANIEL SCOTT SCHECTER

LATHAM & WATKINS

633 WEST 5TH STREET

SUITE 4000

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 573

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:57:08 ET

Serial Number: 75787726 Assignment Information

Registration Number: 2424809

Mark (words only): DIGIMAG

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-13

Filing Date: 1999-08-30

Transformed into a National Application: No

Registration Date: 2001-01-30

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-07-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MAGNUM MAGNETICS CORPORATION

Address:

MAGNUM MAGNETICS CORPORATION
801 MASONIC PARK ROAD
Marietta, OH 45750
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

flexible magnetic materials namely, sheeting and extrusions

Basis: 1(a)

First Use Date: 1999-10-11

First Use in Commerce Date: 1999-10-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-10 - Case File In TICRS

2006-06-13 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-06-07 - Assigned To Paralegal

2006-03-16 - Section 8 (6-year) and Section 15 Filed

2006-03-16 - TEAS Section 8 & 15 Received

2001-01-30 - Registered - Principal Register

2000-11-07 - Published for opposition

2000-10-06 - Notice of publication

2000-08-23 - Approved for Pub - Principal Register (Initial exam)

2000-08-02 - Communication received from applicant

2000-01-04 - Unresponsive/Duplicate Paper Received

2000-03-07 - Amendment to Use approved

2000-01-24 - Communication received from applicant

2000-02-25 - Amendment to use processing complete

2000-01-24 - Amendment to Use filed

2000-02-03 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cory M. Amron,

Correspondent

CORY M. AMRON,
VORYS, SATER, SEYMOUR AND PEASE LLP

1828 L STREET, N.W.
11TH FLOOR
WASHINGTON, D.C. 20036

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 574

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:57:18 ET

Serial Number: 75787465 Assignment Information

Registration Number: 2408331

Mark



(words only): DIGITAL LAVA INC.

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-11-28

Filing Date: 1999-08-30

Transformed into a National Application: No

Registration Date: 2000-11-28

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Lava, Inc.

Address:

Digital Lava, Inc.
13160 Mindanao Way, Suite 350
Marina del Rey, CA 90292
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software programs dealing with video publishing, rich mixed media presentations, and streaming media desktop applications

Basis: 1(a)

First Use Date: 1996-08-27

First Use in Commerce Date: 1996-08-27

International Class: 042

Class Status: Active

Computer services, namely, providing video publishing solutions for communications, training, presentations, sales force automation, video asset management, and collaboration between government entities and businesses

Basis: 1(a)

First Use Date: 1996-08-27

First Use in Commerce Date: 1996-08-27

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "INC."

Description of Mark: The mark consists of the stylized word design for "LAVA" along with the following wording, "DIGITAL LAVA INC."

Design Search Code(s):

27.03.02 - Humans forming letters or numerals; Humans forming punctuation

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-02 - Case File In TICRS

2005-07-07 - PAPER RECEIVED

2000-11-28 - Registered - Principal Register

2000-09-05 - Published for opposition

2000-08-04 - Notice of publication

2000-06-20 - Approved for Pub - Principal Register (Initial exam)

2000-04-17 - Communication received from applicant

2000-02-18 - Non-final action mailed

2000-02-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DANIEL SCOTT SCHECTER

Correspondent

DANIEL SCOTT SCHECTER

LATHAM & WATKINS

633 WEST 5TH STREET SUITE 4000

LOS ANGELES CALIFORNIA 90071-2007

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 575

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:57:29 ET

Serial Number: 75785801 Assignment Information

Registration Number: 2434796

Mark (words only): DIGITAL NOW

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-07-21

Filing Date: 1999-08-26

Transformed into a National Application: No

Registration Date: 2001-03-13

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAL NOW, INC.

Address:

DIGITAL NOW, INC.
8401 OLD COURTHOUSE ROAD
VIENNA, VA 22182
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer hardware and software for scanning negatives of film and producing digital products such as digital images on computer files that may be uploaded to the internet, and computer diskettes, and CD-ROMs containing both photographs and software applications for organizing, sending, printing, manipulating and using digital images

Basis: 1(a)

First Use Date: 1998-02-00
First Use in Commerce Date: 1998-02-00

International Class: 042
Class Status: Active

computer services, namely, providing an on-line service accessible via the internet to allow consumers to view, add notes to, send via users' own e-mail and download digital images

Basis: 1(a)
First Use Date: 1998-10-00
First Use in Commerce Date: 1998-10-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-11-24 - Case File In TICRS
 - 2006-07-21 - Section 8 (6-year) accepted & Section 15 acknowledged
 - 2006-07-17 - Assigned To Paralegal
 - 2006-04-21 - Section 8 (6-year) and Section 15 Filed
 - 2006-04-21 - PAPER RECEIVED
 - 2001-03-13 - Registered - Principal Register
 - 2000-12-19 - Published for opposition
 - 2000-11-17 - Notice of publication
 - 2000-09-29 - Approved for Pub - Principal Register (Initial exam)
 - 2000-09-29 - Examiner's amendment mailed
 - 2000-08-31 - Examiner's amendment mailed
 - 2000-08-17 - Examiner's amendment mailed
 - 2000-02-15 - Non-final action mailed
 - 2000-02-08 - Assigned To Examiner
 - 2000-02-08 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
KEVIN T. OLIVEIRA

Correspondent
KEVIN T. OLIVEIRA
ODIN FELDMAN PITLEMAN PC
9302 LEE HIGHWAY, SUITE 1100
FAIRFAX VA 22031-1214

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 576

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:57:44 ET

Serial Number: 75784785 Assignment Information

Registration Number: 2379375

Mark (words only): REVIVAL DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-08-22

Filing Date: 1999-08-26

Transformed into a National Application: No

Registration Date: 2000-08-22

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L3D -TMEG Law Office 103 - Docket Clerk

Date In Location: 2006-02-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Nirvana Digital

Address:

Nirvana Digital
204B Innovation Center Nanyang Avenue
Singapore City 639798
Singapore

Legal Entity Type: PRIVATE LIMITED COMPANY

State or Country Where Organized: Singapore

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE ON CD-ROM FOR THE RESTORATION OF MOTION PICTURE AND VIDEO FILM, NAMELY, FOR THE RESTORATION OF MOTION PICTURE ARCHIVAL FILM, THE PRE-PROCESSING OF FILM FOR VIDEO ENCODING FOR VIDEO CD AND DVD REMASTERING, AND THE REDUCTION OF NOISE IN THE FILM-TO-VIDEO TRANSFERRING PROCESS

Basis: 1(a)
First Use Date: 1999-08-10
First Use in Commerce Date: 1999-08-10

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL "

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-13 - Case File In TIGRS
2000-08-22 - Registered - Principal Register
2000-05-30 - Published for opposition
2000-04-28 - Notice of publication
2000-03-22 - Approved for Pub - Principal Register (Initial exam)
2000-03-17 - Examiner's amendment mailed
2000-02-25 - Communication received from applicant
2000-02-07 - Non-final action mailed
2000-01-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Henry M. Bissell

Correspondent
HENRY M. BISSELL
SUITE 106, 6820 LA TIJERA BOULEVARD
LOS ANGELES, CALIFORNIA 90045

Domestic Representative
Henry M. Bissell

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 577

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:57:55 ET

Serial Number: 75783789 Assignment Information

Registration Number: 2460368

Mark (words only): DIGIWX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-06-12

Filing Date: 1999-08-24

Transformed into a National Application: No

Registration Date: 2001-06-12

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Belfort Instrument

Address:
Belfort Instrument
727 South Wolfe Street
Baltimore, MD 21231
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Maryland

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
radio receivers and computers, namely, aviation radio receivers and computer devices for receiving, digitally processing, and displaying meteorological and topographical data for use by aircraft pilots
Basis: 1(a)
First Use Date: 2000-10-20

First Use in Commerce Date: 2000-10-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-16 - Case File In TIGRS

2001-06-12 - Registered - Principal Register

2001-03-10 - Allowed for Registration - Principal Register (SOU accepted)

2001-01-31 - Assigned To Examiner

2001-01-29 - Statement of use processing complete

2000-11-01 - Amendment to Use filed

2000-07-11 - Notice of allowance - mailed

2000-04-18 - Published for opposition

2000-03-17 - Notice of publication

2000-02-14 - Approved for Pub - Principal Register (Initial exam)

2000-02-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rod D Baker

Correspondent

ROD D BAKER

PEACOCK MYERS & ADAMS

PO BOX 26927

ALBUQUERQUE NM 87125-6927

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 578

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:58:04 ET

Serial Number: 75781369 Assignment Information

Registration Number: 2395534

Mark (words only): X-TREME DIGITAL DEFINITION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-10-17

Filing Date: 1999-08-23

Transformed into a National Application: No

Registration Date: 2000-10-17

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M6D -TMO Law Office 115 - Docket Clerk

Date In Location: 2006-01-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Baron Services, Inc.

Address:

Baron Services, Inc.
4930 Research Drive
Huntsville, AL 35805
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

doppler radar, computer hardware and computer software for use with doppler radar that processes and displays data obtained from radar

Basis: 1(a)

First Use Date: 1999-03-15

First Use in Commerce Date: 1999-03-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL DEFINITION"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-01-26 - Case File In TIGRS

2000-10-17 - Registered - Principal Register

2000-07-25 - Published for opposition

2000-06-26 - Notice of publication

2000-05-11 - Approved for Pub - Principal Register (Initial exam)

2000-04-17 - Communication received from applicant

2000-02-10 - Non-final action mailed

2000-01-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Frank M. Caprio

Correspondent

FRANK M. CAPRIO
LANIER FORD SHAVER & PAYNE P.C.
200 WEST SIDE SQUARE, SUITE 5000
HUNTSVILLE, ALABAMA, 35801

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 579

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:58:22 ET

Serial Number: 75779520 Assignment Information

Registration Number: 2381247

Mark (words only): MONSTER DIGITAL

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-09-29

Filing Date: 1999-08-17

Transformed into a National Application: No

Registration Date: 2000-08-29

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-09-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Monster Cable Products, Inc.

Address:

Monster Cable Products, Inc.

455 Valley Drive

Brisbane, CA 94005

United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electrical signal transmitting cable and connectors

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-29 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-09-27 - Assigned To Paralegal

2006-08-10 - Section 8 (6-year) and Section 15 Filed

2006-08-10 - TEAS Section 8 & 15 Received

2006-02-27 - Case File In TICRS

2006-02-24 - Case File In TICRS

2006-02-24 - Case File In TICRS

2000-08-29 - Registered - Principal Register

2000-06-06 - Published for opposition

2000-05-05 - Notice of publication

2000-03-24 - Approved for Pub - Principal Register (Initial exam)

2000-03-24 - Previous allowance count withdrawn

2000-03-22 - Approved for Pub - Principal Register (Initial exam)

2000-03-20 - Examiner's amendment mailed

2000-01-18 - Assigned To Examiner

2000-01-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MATHEW A. POWELSON

Correspondent

MATTHEW A. POWELSON

LARIVIERE, GRUBMAN & PAYNE LLP

P. O. BOX 3140
19 UPPER RAGSDALE DR., STE. 200
MONTEREY, CA 93942

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 580

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:58:33 ET

Serial Number: 75777386 Assignment Information

Registration Number: 2535356

Mark (words only): NXT DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-02-05

Filing Date: 1999-08-17

Transformed into a National Application: No

Registration Date: 2002-02-05

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-02-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. New Transducers Limited

Address:

New Transducers Limited

37 Ixworth Place

London SW3 3QH

United Kingdom

Legal Entity Type: Corporation

State or Country of Incorporation: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC AND ELECTRICAL APPARATUS, NAMELY, LOUDSPEAKERS, LOUDSPEAKER DRIVE UNITS, PUBLIC ADDRESS SYSTEMS, DISPLAY PANELS WITH INTEGRATED OR INCORPORATED LOUDSPEAKERS FOR ADVERTISING, INFORMATION, AND PUBLICITY PURPOSES, SOUND REVERBERATION UNITS, NOISE CANCELLATION APPARATUS, AND NOISE SUPPRESSION

APPARATUS; ELECTRONIC AND ELECTRICAL SOUND REPRODUCTION AND GENERATION APPARATUS, NAMELY, LOUDSPEAKERS INTEGRAL TO CEILING TILES AND LOUDSPEAKERS INCORPORATED INTO CEILING TILES; AUDIO AND VIDEO RECORDING AND REPRODUCING EQUIPMENT, NAMELY, CASSETTE PLAYERS, CASSETTE RECORDERS, VIDEO RECORDERS, AMPLIFIERS, STEREO TUNERS, TURNTABLES, COMPACT DISC PLAYERS, MICROPHONES, AND HEADPHONES; DIGITAL-TO-ANALOGUE CONVERTERS; MAGNETIC AND OPTICAL MEDIA FOR AND BEARING SOUND RECORDINGS, NAMELY, BLANK DIGITAL AUDIO TAPES, BLANK AUDIO CASSETTE TAPES, BLANK COMPACT DISCS, COMPACT DISCS CONTAINING MUSIC, CD ROMS CONTAINING PROGRAMS FOR PLAYING MUSIC ON COMPUTERS, AND BLANK MAGNETIC DISCS; ELECTRICAL CABLES AND CONNECTORS; TELEVISIONS; ELECTRICAL CONTROLLERS; COMPUTERS; COMPUTER PERIPHERALS; AND PARTS AND FITTINGS FOR ALL THE AFORESAID GOODS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 2192952

Foreign Registration Number: 2192952

Foreign Registration Date: 1999-03-26

Country: United Kingdom

Foreign Filing Date: 1999-03-26

Foreign Expiration Date: 2009-03-26

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-02-05 - Registered - Principal Register

2001-11-13 - Published for opposition

2001-10-24 - Notice of publication

2001-06-25 - Approved for Pub - Principal Register (Initial exam)

2000-12-21 - Communication received from applicant

2000-12-13 - Letter of suspension mailed

2000-12-07 - Previous allowance count withdrawn

2000-11-17 - Communication received from applicant

2000-09-19 - Published for opposition

2000-08-18 - Notice of publication

2000-07-26 - Approved for Pub - Principal Register (Initial exam)
2000-05-17 - Communication received from applicant
2000-01-14 - Non-final action mailed
2000-01-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Timothy J. Lockhart

Correspondent
TIMOTHY J LOCKHART
HOGAN & HARTSON LLP
8300 GREENSBORO DR STE 1100
MCLEAN VA 22102

Domestic Representative
Timothy J. Lockhart

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 581

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:58:44 ET

Serial Number: 75772884 Assignment Information

Registration Number: 2511022

Mark (words only): DIGICHART

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-20

Filing Date: 1999-08-10

Transformed into a National Application: No

Registration Date: 2001-11-20

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-01-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Breathe America, Inc.

Address:

Breathe America, Inc.
102 Woodmont Blvd., Suite 500
Nashville, TN 37205
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in creating, reviewing, managing and manipulating electronic medical records

Basis: 1(a)

First Use Date: 1999-11-00

First Use in Commerce Date: 1999-11-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-09 - Case File In TICRS

2001-11-20 - Registered - Principal Register

2001-07-30 - Allowed for Registration - Principal Register (SOU accepted)

2001-07-19 - Assigned To Examiner

2001-07-15 - Statement of use processing complete

2001-06-26 - Amendment to Use filed

2001-02-13 - Notice of allowance - mailed

2000-11-21 - Published for opposition

2000-10-20 - Notice of publication

2000-07-20 - Approved for Pub - Principal Register (Initial exam)

2000-07-12 - Examiner's amendment mailed

2000-02-15 - Communication received from applicant

1999-11-24 - Non-final action mailed

1999-11-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert P Felber, Jr

Correspondent

ROBERT P FELBER JR
WALLER LANSDEN DORTCH & DAVIS PLLC
NASHVILLE CITY CENTER
511 UNION STREET SUITE 2100
NASHVILLE TN 37219

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Musical sound recordings
Basis: 1(a)
First Use Date: 1999-09-01
First Use in Commerce Date: 1999-09-01

ADDITIONAL INFORMATION

Disclaimer: "RECORDS"

Design Search Code(s):
15.05.04 - CPU (central processing unit); Computer devices; Mainframes (computer); PDAs (handheld computer);
Printer (computer); Servers, computer; Tape drives (computer)
26.01.02 - Circles, plain single line; Plain single line circles

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-06-11 - Registered - Principal Register
2002-03-10 - Allowed for Registration - Principal Register (SOU accepted)
2002-02-26 - Statement of use processing complete
2002-02-05 - Amendment to Use filed
2002-01-15 - Notice of allowance - mailed
2000-12-20 - Notice of Allowance canceled
2001-11-15 - Reinstated
2001-04-26 - Abandonment - No use statement filed
2000-06-20 - Notice of allowance - mailed
2000-03-28 - Published for opposition
2000-02-25 - Notice of publication
2000-01-20 - Approved for Pub - Principal Register (Initial exam)
2000-01-14 - Examiner's amendment mailed

2000-01-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Carmon E. Dugger
407 West Walnut Street
Johnson City TN 37604

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used for front-office on-line advertising and direct marketing, namely, used for advertising campaign planning and management; computer software used to automate workflow processes, namely, the buying, selling, creating, trafficking, and billing of advertising; computer software used to process digital media, namely GIF, animated GIF, JPEG ad banners, pop-ups, interstitial ads, bitmaps, animation and streaming video and audio content; computer software used to create information databases in the field of online advertising used to target, report and track consumer purchasing data

Basis: 1(a)

First Use Date: 2002-02-28

First Use in Commerce Date: 2002-02-28

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL MEDIA SOLUTIONS"

Design Search Code(s):

01.05.01 - Sun, rising or setting (partially exposed or partially obstructed); Sunrise

Prior Registration Number(s):

2181962

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-29 - Registered - Principal Register

2002-08-14 - Allowed for Registration - Principal Register (SOU accepted)

2002-08-01 - Assigned To Examiner

2002-07-31 - Statement of use processing complete

2002-07-11 - Amendment to Use filed

2002-07-11 - PAPER RECEIVED

2002-02-21 - Extension 1 granted

2002-01-15 - Extension 1 filed

2002-02-21 - Divisional processing completed

2002-01-15 - Divisional request received

2001-07-17 - Notice of allowance - mailed

2001-04-24 - Published for opposition

2001-04-11 - Notice of publication

2001-01-05 - Approved for Pub - Principal Register (Initial exam)

2001-01-03 - Examiner's amendment mailed

2000-08-15 - Final refusal mailed

2000-07-11 - Communication received from applicant

2000-01-12 - Non-final action mailed

2000-01-03 - Assigned To Examiner

1999-12-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lynn M. Humphreys

Correspondent

LYNN M. HUMPHREYS
MORRISON & FOERSTER LLP
425 MARKET STREET
SAN FRANCISCO, CALIFORNIA 94105-2482

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2643393>

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l <http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2351052>

1/16/2007

International Class: 042**Class Status:** Active

Maintenance of computer software, up-dating computer software, computer software design for others and technical support services, namely, troubleshooting of computer software problems via telephone, e-mail and in person, all used for gathering information on a global computer network

Basis: 1(a)**First Use Date:** 1999-10-25**First Use in Commerce Date:** 1999-10-25

ADDITIONAL INFORMATION

Disclaimer: "SOFTWARE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-08-21 - Registered - Principal Register

2001-05-29 - Published for opposition

2001-05-16 - Notice of publication

2000-10-12 - Assigned To Examiner

2000-07-27 - Approved for Pub - Principal Register (Initial exam)

2000-04-12 - Communication received from applicant

1999-12-03 - Non-final action mailed

1999-11-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bernard Daskal

Correspondent

BERNARD DASKAL

FLEMMING, ZULACK & WILLIAMSON, LLP

ONE LIBERTY PLAZA

NEW YORK, NEW YORK 10006-1404

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 586

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 12:59:36 ET

Serial Number: 75763312 Assignment Information

Registration Number: 2465060

Mark (words only): DIDJIGLOVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-03

Filing Date: 1999-07-29

Transformed into a National Application: No

Registration Date: 2001-07-03

Register: Principal

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. 3 STRINGS PTY LTD

Address:
3 STRINGS PTY LTD
554 Rathdowne Street, North Carlton
Victoria 3054
Australia

Legal Entity Type: Corporation
State or Country of Incorporation: Australia

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer hardware in the nature of an electronic or optical control puppeteer's glove that animates computer generated images
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 795654
Foreign Registration Number: 795654
Foreign Registration Date: 1999-05-28
Country: Australia
Foreign Filing Date: 1999-05-28
Foreign Expiration Date: 2009-05-28

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-06 - Case File In TICRS
2001-07-03 - Registered - Principal Register
2001-04-10 - Published for opposition
2001-03-28 - Notice of publication
2000-09-12 - Published for opposition
2000-08-11 - Notice of publication
2000-05-26 - ITU claim deleted
2000-07-13 - Approved for Pub - Principal Register (Initial exam)
2000-05-26 - Communication received from applicant
1999-12-07 - Non-final action mailed
1999-11-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Daniel D. Fetterley

Correspondent
DANIEL D. FETTERLEY
ANDRUS SCEALES STARKE SAWALL LLP
100 E WISCONSIN AVE STE 1100
MILWAUKEE WI 53202-4178

Domestic Representative

ANDRUS, SCEALES, STARKE & SAWALL, LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 587

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:00:05 ET

Serial Number: 75761971 Assignment Information

Registration Number: 2355224

Mark

DIGI-WALKER

(words only): DIGI-WALKER

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-09-08

Filing Date: 1999-07-27

Transformed into a National Application: No

Registration Date: 2000-06-06

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-09-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Yamax Corporation

Address:

Yamax Corporation
TAMACHI KS BLDG. 5F, 2-15-16, SHIBAURA
MINATO-KU
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Pedometers, pedometers with multiple functions, and calorie consumption meters

Basis: 1(a)**First Use Date:** 1978-07-13**First Use in Commerce Date:** 1988-01-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-09-06 - Assigned To Paralegal

2006-06-06 - Section 8 (6-year) and Section 15 Filed

2006-06-14 - Assignment Of Ownership Not Updated Automatically

2006-06-06 - PAPER RECEIVED

2006-03-24 - Case File In TICRS

2000-06-06 - Registered - Principal Register

2000-03-14 - Published for opposition

2000-02-11 - Notice of publication

2000-01-13 - Assigned To Examiner

1999-12-22 - Approved for Pub - Principal Register (Initial exam)

1999-12-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DONALD W. HANSON

Correspondent

DONALD W. HANSON
ARMSTRONG KRATZ QUINTOS HANSON & BROOKS
1725 K STREET NW SUITE 1000
WASHINGTON DC 20006

Domestic Representative

Armstrong Kratz Quintos Hanson & Brooks,
LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 588

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:00:17 ET

Serial Number: 75761882 Assignment Information

Registration Number: 2508595

Mark



(words only): DREAMCOM DIGITAL DREAM COMES TRUE WITH US

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-20

Filing Date: 1999-07-27

Transformed into a National Application: No

Registration Date: 2001-11-20

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-01-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DreamCom

Address:

DreamCom
Daeah BLDG. 10 FL. 707-7, Yeoksam-dong
Kangnam-ku, Seoul
Republic of Korea

Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

devices for recording, transmitting, receiving or producing sounds and/or images, and broadcasting equipment, namely, MPEG encoders, MPEG decoders, decoders and VOD and DVD/SVCD, authoring systems, and video transmitting and receiving units for CCTV, CATV, and satellite TV

Basis: 1(a)**First Use Date:** 1999-04-00**First Use in Commerce Date:** 1999-04-00

ADDITIONAL INFORMATION

Design Search Code(s):**26.07.21** - Diamonds that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-11 - Case File In TICRS

2001-11-20 - Registered - Principal Register

2001-08-28 - Published for opposition

2001-08-08 - Notice of publication

2001-06-05 - Approved for Pub - Principal Register (Initial exam)

2001-05-29 - Assigned To Examiner

2001-04-10 - Communication received from applicant

2000-10-10 - Non-final action mailed

2000-07-03 - Communication received from applicant

2000-01-03 - Non-final action mailed

1999-12-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Y.J. Kim

Correspondent

Daniel Y.J. Kim

FLESHNER & KIM

P.O. BOX 221200

CHANTILLY, VIRGINIA 20153-1200

Domestic Representative

Fleshner & Kim

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 589

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:00:29 ET

Serial Number: 75761671 Assignment Information

Registration Number: 2407351

Mark (words only): DIGITAL HUSBANDRY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-11-21

Filing Date: 1999-07-27

Transformed into a National Application: No

Registration Date: 2000-11-21

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Lamarck, Inc.

Address:

Lamarck, Inc.
171 Newbury Street
Boston, MA 02116
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

feature of computer programs for use in developing and executing other computer programs; feature of computer programs for use in selecting, developing, refining, breeding, testing, synthesizing, translating, authenticating, tracking and producing other computer programs; feature of computer programs for use in automating software applications, processes and structures; feature of computer programs for use in operating embedded logic processors; feature of

computer programs for use in navigating, browsing, transferring information and distributing and viewing other computer programs

Basis: 1(a)

First Use Date: 2000-06-09

First Use in Commerce Date: 2000-06-09

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-08-04 - Case File In TICRS
- 2000-11-21 - Registered - Principal Register
- 2000-09-07 - Allowed for Registration - Principal Register (SOU accepted)
- 2000-08-31 - Statement of use processing complete
- 2000-07-10 - Amendment to Use filed
- 2000-05-16 - Notice of allowance - mailed
- 2000-02-22 - Published for opposition
- 2000-01-21 - Notice of publication
- 1999-12-16 - Approved for Pub - Principal Register (Initial exam)
- 1999-12-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Barbara A. Barakat

Correspondent
BARBARA A. BARAKAT
HALE AND DORR LLP
60 STATE STREET
BOSTON, MA 02109

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 590

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:00:40 ET

Serial Number: 75758525 Assignment Information

Registration Number: 2385359

Mark



DIGITAL POINT SOLUTIONS

(words only): DIGITAL POINT SOLUTIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-12

Filing Date: 1999-07-23

Transformed into a National Application: No

Registration Date: 2000-09-12

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M2D -TMO Law Office 111 - Docket Clerk

Date In Location: 2006-02-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Hogan, SHAWN

Address:

Hogan, SHAWN
3570 TONY DRIVE
San Diego, CA 921222307
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer business software designed to aid in the development of computer hardware and other computer software for use in database management, web creation and customization, the operation of computer kiosks used for e-commerce transactions, hosting of web sites and web pages on a global computer communications network, data conversion, and e-commerce business transactions for providers of access to global computer communications network

Basis: 1(a)

First Use Date: 1995-12-15

First Use in Commerce Date: 1995-12-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Description of Mark: THE MARK CONSISTS OF A SQUARE WITH CORNERS POINTING TO 45, 90, 135 AND 180 DEGREES. EACH SIDE HAS THE SHAPE OF A MUSICAL NOTE CARVED OUT, THE LEFT AN UPRIGHT NOTE, AND THE RIGHT IS INVERTED.

Design Search Code(s):

24.17.13 - Clef symbol (musical); Musical notes; Musical staff; Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes

26.09.07 - Squares with a decorative border, including scalloped, ruffled and zig-zag edges

26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-13 - Case File In TICRS

2000-09-12 - Registered - Principal Register

2000-06-20 - Published for opposition

2000-05-19 - Notice of publication

2000-03-28 - Approved for Pub - Principal Register (Initial exam)

2000-01-21 - Examiner's amendment mailed

1999-12-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MICHAEL HEICKLEN

Correspondent
MICHAEL HEICKLEN
16000 VENTURA BOULEVARD
SUITE 1208
ENCINO, CA 91436

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 591

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:01:23 ET

Serial Number: 75753030 Assignment Information

Registration Number: 2590245

Mark (words only): DIGITALPRESSURE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-09

Filing Date: 1999-07-15

Transformed into a National Application: No

Registration Date: 2002-07-09

Register: Principal

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITALPRESSURE.COM, INC.

Address:
DIGITALPRESSURE.COM, INC.
810 Seventh Avenue, 10th Floor
New York, NY 10019
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Downloadable musical sound recordings, namely, sound recordings downloaded from a website to consumers' individual computers or compact disc players
Basis: 1(a)
First Use Date: 1998-12-01

First Use in Commerce Date: 1998-12-01

International Class: 035

Class Status: Active

Online retail store services featuring music, namely retail services, featuring sound recordings that may be downloaded from a global computer network directly to consumers' computers or compact disc players

Basis: 1(a)

First Use Date: 1998-12-01

First Use in Commerce Date: 1998-12-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

-
- 2002-07-09 - Registered - Principal Register
 - 2002-04-16 - Published for opposition
 - 2002-03-27 - Notice of publication
 - 2001-09-27 - Approved for Pub - Principal Register (Initial exam)
 - 2001-09-19 - Examiner's amendment mailed
 - 2001-03-13 - Non-final action mailed
 - 2001-03-10 - Assigned To Examiner
 - 2000-12-13 - Communication received from applicant
 - 2000-06-14 - Non-final action mailed
 - 2000-05-08 - Communication received from applicant
 - 1999-11-08 - Non-final action mailed
 - 1999-10-27 - Assigned To Examiner
 - 1999-10-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Amy H Cascio

Correspondent

AMY H CASCIO

RICHARDS & O'NEIL LLP

885 THIRD AVENUE

NEW YORK NEW YORK 10022-4873

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 592

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:01:33 ET

Serial Number: 75749492 Assignment Information

Registration Number: 2386658

Mark (words only): DIGITAL OFFICE MANAGER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-12

Filing Date: 1999-07-13

Transformed into a National Application: No

Registration Date: 2000-09-12

Register: Supplemental

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L40 -TMEG Law Office 104

Date In Location: 2006-02-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Medical Manager Research & Development, Inc.

Address:

Medical Manager Research & Development, Inc.

15151 NW 99th Street

Alachua, FL 32615

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for document and image acquisition, archiving and retrieval

Basis: 1(a)

First Use Date: 1999-06-14

First Use in Commerce Date: 1999-06-14

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-06 - Attorney Revoked And/Or Appointed

2006-12-06 - TEAS Revoke/Appoint Attorney Received

2006-02-16 - Case File In TIGRS

2006-02-16 - Case File In TIGRS

2000-09-12 - Registered - Supplemental Register

2000-07-21 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2000-06-15 - Communication received from applicant

2000-06-07 - Assigned To Examiner

1999-12-15 - Non-final action mailed

1999-12-07 - Assigned To Examiner

1999-12-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Chanette Armstrong

Correspondent

Chanette Armstrong

Sage Software, Inc.

56 Technology Drive

Irvine CA 92618

Phone Number: 949.753.1222

Fax Number: 949.754.1911

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 593

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:01:44 ET

Serial Number: 75746926 Assignment Information

Registration Number: 2483938

Mark



(words only): DIGITAL FILE CABINET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-28

Filing Date: 1999-07-09

Transformed into a National Application: No

Registration Date: 2001-08-28

Register: Supplemental

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-09-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Millenium Medical Services, LLC

Address:
Millenium Medical Services, LLC
2505 Woodberry
Columbia, MO 65203
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Missouri

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for organizing, displaying and retrieving digital images
Basis: 1(a)
First Use Date: 1999-09-19
First Use in Commerce Date: 1999-09-19

ADDITIONAL INFORMATION

Disclaimer: "Digital file"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-08-28 - Registered - Supplemental Register
- 2001-05-08 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2001-05-07 - Previous allowance count withdrawn
- 2001-04-20 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2001-04-20 - Amendment to Use approved
- 2001-02-05 - Communication received from applicant
- 2001-04-18 - Amendment to use processing complete
- 2001-02-05 - Amendment to Use filed
- 2001-01-10 - Continuation of final refusal mailed
- 2001-01-09 - Assigned To Examiner
- 2000-08-31 - Final refusal mailed
- 2000-06-22 - Communication received from applicant
- 1999-12-23 - Non-final action mailed
- 1999-12-03 - Assigned To Examiner
- 1999-11-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

FRANK R AGOVINO

Correspondent

FRANK R AGOVINO
SENNIGER POWERS LEAVITT & ROEDEL
1 METROPOLITAN SQ FL 16
ST LOUIS MO 63102-2733

Serial No. 76/561,585

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

594

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:01:57 ET

Serial Number: 75746543 Assignment Information

Registration Number: 2387541

Mark (words only): DIGITAL DATACATCH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-19

Filing Date: 1999-07-09

Transformed into a National Application: No

Registration Date: 2000-09-19

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M2D -TMO Law Office 111 - Docket Clerk

Date In Location: 2006-02-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Circuit City Stores West Coast, Inc.

Address:

Circuit City Stores West Coast, Inc.
680 South Lemon Avenue, Suite 10A
Walnut, CA 91789
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO MULTIPLEXERS

Basis: 1(a)

First Use Date: 1999-06-01

First Use in Commerce Date: 1999-08-16

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-02-15 - Case File In TICRS
- 2000-09-19 - Registered - Principal Register
- 2000-06-27 - Published for opposition
- 2000-05-26 - Notice of publication
- 2000-04-14 - Approved for Pub - Principal Register (Initial exam)
- 2000-03-09 - Communication received from applicant
- 2000-01-05 - Amendment to Use approved
- 2000-01-04 - Amendment to use processing complete
- 1999-11-12 - Amendment to Use filed
- 1999-12-07 - Non-final action mailed
- 1999-11-19 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Mary Dalton Baril

Correspondent
MARY DALTON BARIL
MCGUIRE, WOODS, BATTLE & BOOTHE LLP
ONE JAMES CENTER, 901 EAST CARY STREET
RICHMOND, VIRGINIA 23219-4030

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 595

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:02:08 ET

Serial Number: 75742692 Assignment Information

Registration Number: 2460953

Mark



(words only): NEXGEN DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-06-19

Filing Date: 1999-07-01

Transformed into a National Application: No

Registration Date: 2001-06-19

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Capstar Broadcasting Corp.

Address:

Capstar Broadcasting Corp.
111 West Third Street
Ogallala, NE 69153
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer programs utilized by radio stations for automating the selection and playing of music, advertisements, and other programming

Basis: 1(a)

First Use Date: 1999-02-09

First Use in Commerce Date: 1999-02-09

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Lining and Stippling: The mark is lined for the color blue.

Design Search Code(s):

26.11.01 - Rectangles as carriers or rectangles as single or multiple line borders

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-13 - Case File In TIGRS

2001-06-19 - Registered - Principal Register

2001-02-12 - Communication received from applicant

2001-02-27 - Published for opposition

2001-01-26 - Notice of publication

2000-11-24 - Approved for Pub - Principal Register (Initial exam)

2000-08-28 - Communication received from applicant

2000-08-09 - Non-final action mailed

2000-05-18 - Communication received from applicant

2000-02-24 - Non-final action mailed

1999-12-02 - Assigned To Examiner

1999-11-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gary L. Huusko

Correspondent

GARY L HUUSKO

LONDON ANDERSON ANTOLAK & HOEFT, LTD.

15 SOUTH FIFTH ST STE 1200

MINNEAPOLIS MN 55402-1063

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 596

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:02:19 ET

Serial Number: 75733743 Assignment Information

Registration Number: 2560924

Mark

SZdigital

(words only): SZDIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-16

Filing Date: 1999-06-22

Transformed into a National Application: No

Registration Date: 2002-04-16

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Suddeutscher Verlag GmbH

Address:

Suddeutscher Verlag GmbH

Sendlinger Str. 8

D-80331 Munchen

Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

MAGNETIC DATA CARRIERS, NAMELY, CD-ROMS AND COMPUTER DISCS FEATURING COMPUTER SOFTWARE FOR USE IN SEARCHING IN COMPUTER DATABASES FOR NEWSPAPER ARTICLES; MAGNETIC DATA CARRIERS, NAMELY CD-ROMS AND COMPUTER DISCS FEATURING ARCHIVES OF PAST NEWSPAPER ARTICLES, ARCHIVES OF RADIO BROADCASTS AND ARCHIVES OF PHOTOGRAPHS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

NEWSPAPERS FOR GENERAL CIRCULATION; MAGAZINES CONTAINING GENERAL INFORMATION AND NEWS ARTICLES; JOURNALS CONTAINING MEDICAL, LEGAL AND BUSINESS INFORMATION

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

PROVIDING JOB INFORMATION

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

PROVIDING FINANCIAL INFORMATION IN THE FIELD OF STOCKS, ECONOMICS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

PROVIDING INFORMATION IN THE FIELDS OF SPORTS, EDUCATION, AND TRAVEL

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

PROVIDING ARCHIVAL INFORMATION ABOUT NEWSPAPER ARTICLES VIA GLOBAL COMPUTER NETWORKS; COMPUTER SERVICES, NAMELY, PROVIDING SEARCH ENGINES FOR OBTAINING DATA ON A GLOBAL COMPUTER NETWORK; PROVIDING INFORMATION IN THE FIELDS OF POLITICS, SCIENCE, AND HEALTH CARE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 1032986
Foreign Registration Number: 1032986
Foreign Registration Date: 2000-03-06
Country: Erpn Cmnty TM Ofc
Foreign Filing Date: 1999-01-04
Foreign Expiration Date: 2010-03-06

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-04-16 - Registered - Principal Register
2002-01-22 - Published for opposition
2002-01-02 - Notice of publication
2001-07-25 - ITU claim deleted
2001-10-15 - Approved for Pub - Principal Register (Initial exam)
2001-07-25 - Communication received from applicant
2001-04-26 - Letter of suspension mailed
2001-04-25 - Assigned To Examiner
2001-02-05 - Communication received from applicant
2000-08-03 - Non-final action mailed
2000-05-15 - Communication received from applicant
1999-11-16 - Non-final action mailed
1999-11-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
David O'Reilly

Correspondent
DAVID O'REILLY
1800 BRIDGEGATE ST STE 200
WESTLAKE VILLAGE CA 91361-1463

Domestic Representative

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 597

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:02:30 ET

Serial Number: 75732245 Assignment Information

Registration Number: 2459089

Mark



(words only): MSD DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-06-12

Filing Date: 1999-06-18

Transformed into a National Application: No

Registration Date: 2001-06-12

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Autotronic Controls Corporation

Address:

Autotronic Controls Corporation
1490 Henry Brennan Dr.
El Paso, TX 79936
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

GRAPHICAL USER INTERFACE COMPATIBLE SOFTWARE CONTAINING A GRAPHICAL USER INTERFACE TO EDIT AND TRANSFER DATA FROM A PC TO A PROGRAMMABLE IGNITION OR TIMING CONTROLLER FOR IGNITION SYSTEMS

Basis: 1(a)

First Use Date: 1999-05-01

First Use in Commerce Date: 1999-06-06

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

2299279

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-19 - Case File In TICRS

2006-02-08 - Attorney Revoked And/Or Appointed

2006-02-08 - TEAS Revoke/Appoint Attorney Received

2006-02-06 - TEAS Change Of Correspondence Received

2001-06-12 - Registered - Principal Register

2001-02-20 - Published for opposition

2001-01-19 - Notice of publication

2000-09-11 - Approved for Pub - Principal Register (Initial exam)

2000-04-03 - Communication received from applicant

2000-01-19 - Non-final action mailed

2000-01-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stephen L. Sapp

Correspondent

Stephen L. Sapp

Locke Liddell & Sapp LLP

2200 Ross Avenue Suite 2200

Dallas TX 75201-6776

Phone Number: 214-740-8570

Fax Number: 214-756-8570

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 598

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:02:41 ET

Serial Number: 75730784 Assignment Information

Registration Number: 2499453

Mark (words only): DIGISTAR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-23

Filing Date: 1999-06-17

Transformed into a National Application: No

Registration Date: 2001-10-23

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAL WIRELESS CORPORATION

Address:

DIGITAL WIRELESS CORPORATION

696 Moulton Avenue

Los Angeles, CA 90031

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

digital trunked dispatch radio equipment and wireless networks, namely, base stations, portable and mobile subscriber sets, transceivers, receivers, networking computer hardware, and networking communications software for connecting computer network users

Basis: 1(a)

First Use Date: 1996-09-11

First Use in Commerce Date: 1996-09-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-10-23 - Registered - Principal Register
- 2001-07-31 - Published for opposition
- 2001-07-18 - Notice of publication
- 2001-02-28 - Approved for Pub - Principal Register (Initial exam)
- 2001-02-28 - Assigned To Examiner
- 2000-01-19 - Letter of suspension mailed
- 1999-11-24 - Communication received from applicant
- 1999-09-28 - Non-final action mailed
- 1999-09-28 - Assigned To Examiner
- 1999-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
TRAVIS THAYER

Correspondent
TRAVIS THAYER
THAYER & KLUMP
5600 ROSWELL RD STE 300 N
ATLANTA GA 30342

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 599

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:02:51 ET

Serial Number: 75729728 Assignment Information

Registration Number: 2410174

Mark

digitalDIM

(words only): DIGITALDIM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-12-05

Filing Date: 1999-06-16

Transformed into a National Application: No

Registration Date: 2000-12-05

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-07-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TRIDONIC-Bauelemente Gesellschaft mbH

Address:

TRIDONIC-Bauelemente Gesellschaft mbH
Schmelzhuetterstrasse 34
A-6851 Dornbirn
Austria

Legal Entity Type: COMPANY WITH LIMITED LIABILITY

State or Country Where Organized: Austria

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRIC AND ELECTRONIC DEVICES FOR OPERATION LAMPS, NAMELY, MAGNETIC BALLASTS, ELECTRONIC BALLASTS, ELECTRONIC TRANSFORMERS AND CONVERTERS, IGNITORS FOR DISCHARGE LAMPS, SMALL MAGNETIC TRANSFORMERS; AUTOMATIC VALVES AND ELECTRONIC DEVICES FOR LIGHT CONTROL, NAMELY, ELECTRIC OR ELECTRONIC DIMMERS, ELECTRIC SWITCHES, TOUCH PANELS, CONTROL UNITS, PERSONAL COMPUTERS, REMOTE CONTROLS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: AM7795/98

Foreign Registration Number: 181427

Foreign Registration Date: 1999-03-31

Country: Austria

Foreign Filing Date: 1998-12-17

Foreign Expiration Date: 2009-03-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-24 - Case File In TIGRS

2006-07-06 - TEAS Change Of Correspondence Received

2003-03-11 - TEAS Change Of Correspondence Received

2000-12-05 - Registered - Principal Register

2000-09-12 - Published for opposition

2000-08-11 - Notice of publication

2000-06-15 - Approved for Pub - Principal Register (Initial exam)

2000-06-15 - Assigned To Examiner

2000-05-01 - Communication received from applicant

1999-11-10 - Non-final action mailed

1999-11-04 - Assigned To Examiner

1999-10-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DAVID TOREN

Correspondent

Katrin Lewertoff

Sidley Austin LLP

787 Seventh Avenue

New York NY 10019

Phone Number: 212 839 7366

Fax Number: 212 839 5599

Domestic Representative

David Toren

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 600

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:02 ET

Serial Number: 75726013 Assignment Information

Registration Number: 2385266

Mark (words only): DIGITAL WALLET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-12

Filing Date: 1999-06-10

Transformed into a National Application: No

Registration Date: 2000-09-12

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L8D -TMEG Law Office 108 - Docket Clerk

Date In Location: 2006-02-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Minds@Work, LLC

Address:

Minds@Work, LLC
18 Technology Drive, Suite 169
Irvine, CA 92618
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC DEVICES, NAMELY, A PORTABLE STORAGE DEVICE USED TO STORE AND TRANSPORT IMAGES AND DATA

Basis: 1(a)

First Use Date: 1997-11-00

First Use in Commerce Date: 1998-08-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-09 - Case File In TICRS
2002-12-27 - PAPER RECEIVED
2002-08-06 - TEAS Change Of Correspondence Received
2000-09-12 - Registered - Principal Register
2000-04-21 - Extension Of Time To Oppose Received
2000-03-21 - Published for opposition
2000-02-18 - Notice of publication
2000-01-27 - Approved for Pub - Principal Register (Initial exam)
2000-01-19 - Examiner's amendment mailed
1999-11-24 - Non-final action mailed
1999-11-05 - Assigned To Examiner
1999-11-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey L. Van Hoosear

Correspondent

Jeffrey L. Van Hoosear
KNOBBE, MARTENS, OLSON & BEAR LLP
2040 Main Street, 14th Floor
Irvine CA 92614
Phone Number: 949-760-0404
Fax Number: 949-760-9502

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 601

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:12 ET

Serial Number: 75725753 Assignment Information

Registration Number: 2456155

Mark (words only): BEHIND EVERY GREAT DIGITAL IMAGE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-05-29

Filing Date: 1999-06-08

Transformed into a National Application: No

Registration Date: 2001-05-29

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Photobit Corporation

Address:

Photobit Corporation
135 N Los Robles Avenue, 7th Floor
Pasadena, CA 91101
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Systems operating and application software for use in the manipulation of electronic imaging devices; silicon wafers; electronic imaging devices, namely, image sensors, video cameras, digital cameras, fax machines, bar code scanners, optical scanners, video cameras for security and industrial applications, detectors for use in optical storage devices, and image sensors for use in electronic cameras; and components parts for all for the above

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2456155>

Basis: 1(a)
First Use Date: 1999-06-00
First Use in Commerce Date: 1999-06-00

International Class: 010
Class Status: Active
Medical and dental diagnostic imaging apparatus and component parts therefor
Basis: 1(a)
First Use Date: 1999-06-00
First Use in Commerce Date: 1999-06-00

International Class: 042
Class Status: Active
Custom design of imaging systems and integrated circuits; consulting services in the field of integrated circuit designs and imaging systems
Basis: 1(a)
First Use Date: 1999-06-00
First Use in Commerce Date: 1999-06-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-27 - Case File In TIGRS

2003-09-10 - TEAS Change Of Correspondence Received

2002-08-16 - TEAS Change Of Correspondence Received

2001-05-29 - Registered - Principal Register

2001-01-18 - Allowed for Registration - Principal Register (SOU accepted)

2000-12-21 - Communication received from applicant

2000-09-28 - Non-final action mailed

2000-09-27 - Assigned To Examiner

2000-09-24 - Statement of use processing complete

2000-07-31 - Amendment to Use filed

2000-04-04 - Notice of allowance - mailed

2000-01-11 - Published for opposition

1999-12-10 - Notice of publication

1999-11-08 - Approved for Pub - Principal Register (Initial exam)

1999-11-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Chris Wilson

Correspondent

John C. Cain

Wong, Cabello, Lutsch, Rutherford & Bruc

20333 Tomball Parkway Suite 600

Houston TX 77070

Phone Number: 832 446 2400

Fax Number: 832 446 2424

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 602

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:24 ET

Serial Number: 75720651 Assignment Information

Registration Number: 2503461

Mark (words only): DIGITHEATRE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-06

Filing Date: 1999-06-03

Transformed into a National Application: No

Registration Date: 2001-11-06

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-11-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. VideoLogic Limited

Address:

VideoLogic Limited
Home Park Estate Kings Langley
Hertfordshire WD4 8LZ
United Kingdom

Legal Entity Type: LIMITED COMPANY

State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

electronic and audio component, namely, loud speakers for use with computers, hi-fi systems and apparatus for recording and/or reproducing sound, video or images; hi-fi systems and apparatus, namely, hi-fi amplifiers, hi-fi receivers, hi-fi tuners, televisions, video tape recorders, DVD players, CD players, and video games consoles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 1157122**Foreign Registration Number:** 115722**Foreign Registration Date:** 2000-05-16**Country:** Erpn Cmnty TM Ofc**Foreign Filing Date:** 1999-04-29**Foreign Expiration Date:** 2009-04-29

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-11-06 - Registered - Principal Register

2001-08-14 - Published for opposition

2001-07-25 - Notice of publication

2000-12-18 - Approved for Pub - Principal Register (Initial exam)

2000-08-15 - Communication received from applicant

2000-11-17 - Amendment to use processing complete

2000-06-28 - Amendment to Use filed

2000-05-23 - Communication received from applicant

1999-11-29 - Non-final action mailed

1999-11-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan Upton Douglass

Correspondent

SUSAN UPTON DOUGLASS

FROSS ZELNICK LEHRMAN & ZISSU, P.C.

866 UNITED NATIONS PLAZA

NEW YORK, NEW YORK 10017

Domestic Representative

Fross Zelnick Lehrman & Zissu, P.C.

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 603

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:35 ET

Serial Number: 75720374 Assignment Information

Registration Number: 2488578

Mark (words only): DIGITALOWL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-11

Filing Date: 1999-06-29

Transformed into a National Application: No

Registration Date: 2001-09-11

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-10-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DigitalOwl.com, Inc

Address:

DigitalOwl.com, Inc
4074 Tenita Drive
Winter Park, FL 32792
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for storing, cataloging, and distribution of digital media, books, magazines, music, art and other forms of digital content

Basis: 1(a)

First Use Date: 1999-07-15

First Use in Commerce Date: 1999-10-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-09-11 - Registered - Principal Register
- 2001-03-01 - Allowed for Registration - Principal Register (SOU accepted)
- 2001-02-26 - Assigned To Examiner
- 2001-02-16 - Statement of use processing complete
- 2001-01-04 - Amendment to Use filed
- 2000-12-13 - Extension 1 granted
- 2000-09-07 - Extension 1 filed
- 2000-03-07 - Notice of allowance - mailed
- 1999-12-14 - Published for opposition
- 1999-11-12 - Notice of publication
- 1999-09-27 - Approved for Pub - Principal Register (Initial exam)
- 1999-09-16 - Examiner's amendment mailed
- 1999-09-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MARK A. WURM

Correspondent
MARK A. WURM
DIGITALOWL.COM INC
1750 TYSONS BOULEVARD
SUITE 1200
MCLEAN VA 22102

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 604

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:46 ET

Serial Number: 75718706 Assignment Information

Registration Number: 2483251

Mark (words only): DIGI 001

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-28

Filing Date: 1999-06-01

Transformed into a National Application: No

Registration Date: 2001-08-28

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-11-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Avid Technology, Inc.

Address:

Avid Technology, Inc.
Avid Technology Park One Park West
Tewksbury, MA 01876
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Audio production equipment, namely, computer hardware and computer programs for audio production, namely, software for creating, converting, editing, composing, mixing and manipulating audio signals

Basis: 1(a)

First Use Date: 2000-11-19

First Use in Commerce Date: 2000-11-19

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-28 - TEAS Change Of Correspondence Received

2002-08-13 - Post Registration action mailed - Section 7

2002-06-18 - Section 7 amendment filed

2002-06-18 - PAPER RECEIVED

2001-08-28 - Registered - Principal Register

2001-06-03 - Allowed for Registration - Principal Register (SOU accepted)

2001-05-23 - Statement of use processing complete

2001-05-23 - Extension 1 granted

2001-04-30 - Amendment to Use filed

2001-04-30 - Extension 1 filed

2001-03-20 - Notice of allowance - mailed

2000-12-26 - Published for opposition

2000-11-24 - Notice of publication

2000-10-27 - Approved for Pub - Principal Register (Initial exam)

2000-10-24 - Examiner's amendment mailed

2000-10-10 - Reinstated

2000-08-07 - Abandonment - Failure To Respond Or Late Response

1999-11-17 - Non-final action mailed

1999-11-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Avid Technology, Inc.
Attn: Trademark Administrator
One Park West
Tewksbury MA 01876
Phone Number: 9786406789
Fax Number: 9788517216

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 605.

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:03:59 ET

Serial Number: 75714177 Assignment Information

Registration Number: 2462521

Mark (words only): DIGI-FRAME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-06-19

Filing Date: 1999-05-26

Transformed into a National Application: No

Registration Date: 2001-06-19

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Pragmatic Designs, Inc.

Address:

Pragmatic Designs, Inc.
181 Westchester Avenue
Port Chester, NY 10573
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRICAL DISPLAY PANELS FOR THE DISPLAY OF DIGITAL IMAGES

Basis: 1(a)

First Use Date: 1999-10-10

First Use in Commerce Date: 2000-04-06

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-18 - Case File In TICRS

2001-06-19 - Registered - Principal Register

2001-02-02 - Allowed for Registration - Principal Register (SOU accepted)

2001-02-02 - Assigned To Examiner

2000-10-10 - Communication received from applicant

2000-09-13 - Previous allowance count withdrawn

2000-08-26 - Allowed for Registration - Principal Register (SOU accepted)

2000-08-26 - Assigned To Examiner

2000-08-24 - Examiners Amendment - Written

2000-08-16 - Assigned To Examiner

2000-08-02 - Non-final action mailed

2000-07-30 - Statement of use processing complete

2000-06-02 - Amendment to Use filed

2000-03-21 - Notice of allowance - mailed

1999-12-28 - Published for opposition

1999-11-26 - Notice of publication

1999-09-30 - Approved for Pub - Principal Register (Initial exam)

1999-09-28 - Examiner's amendment mailed

1999-09-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MARTIN B PAVANE

Correspondent

MARTIN B PAVANE

COHEN PONTANI LIEBERMAN & PAVANE

551 FIFTH AVE STE 1210

NEW YORK NY 10176

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 606

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:04:55 ET

Serial Number: 75713523 Assignment Information

Registration Number: 2486666

Mark (words only): DIGITAL EXPLORER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-11

Filing Date: 1999-05-25

Transformed into a National Application: No

Registration Date: 2001-09-11

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-10-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Archaeology

Address:

Digital Archaeology
15721 College Boulevard
Lenexa, KS 66219
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software recorded on magnetic tapes, disks, diskettes and computers for database searching and data retrieval among multiple disparate internal and external databases for the telecommunications, investment and finance, energy and engineering industries

Basis: 1(a)

First Use Date: 1998-05-08

First Use in Commerce Date: 1998-05-08

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-09-11 - Registered - Principal Register

2001-06-19 - Published for opposition

2001-06-06 - Notice of publication

2001-02-06 - Approved for Pub - Principal Register (Initial exam)

2000-06-14 - Communication received from applicant

1999-12-14 - Non-final action mailed

1999-10-28 - Assigned To Examiner

1999-10-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Wayne M. Kennard

Correspondent

WAYNE M. KENNARD

HALE AND DORR LLP

60 STATE STREET

BOSTON, MA 02109

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 607

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:06 ET

Serial Number: 75709306 Assignment Information

Registration Number: 2513826

Mark (words only): NEW WORLD DIGITAL LOOP CARRIER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-04

Filing Date: 1999-05-19

Transformed into a National Application: No

Registration Date: 2001-12-04

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-01-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ALCATEL

Address:
ALCATEL
54, rue La Boetie
75008 PARIS
France

Legal Entity Type: Corporation
State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
TELECOMMUNICATION ACCESS SWITCH THAT CONNECTS SUBSCRIBER'S TERMINAL OF VOICE, DATA, AND VIDEO TO A CENTRAL TELECOMMUNICATIONS NETWORK
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL LOOP CARRIER"

Foreign Application Number: 99791389
Foreign Registration Number: 99791389
Foreign Registration Date: 1999-05-04
Country: France
Foreign Filing Date: 1999-05-04
Foreign Expiration Date: 2009-05-04

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-05 - Case File In TICRS
2001-12-04 - Registered - Principal Register
2001-09-11 - Published for opposition
2001-08-22 - Notice of publication
2001-05-14 - Approved for Pub - Principal Register (Initial exam)
2001-05-08 - Examiner's amendment mailed
2001-02-05 - Communication received from applicant
2001-02-05 - ITU claim deleted
2000-08-09 - Letter of suspension mailed
2000-06-02 - Communication received from applicant
1999-12-03 - Non-final action mailed
1999-11-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ROLAND PLOTTEL

Correspondent
ROLAND PLOTTEL
PO BOX 293

NEW YORK NY 10185

Domestic Representative

Roland Plottel

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 608

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:15 ET

Serial Number: 75708512 Assignment Information

Registration Number: 2518108

Mark (words only): SATURN DIGISIZER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-11

Filing Date: 1999-05-18

Transformed into a National Application: No

Registration Date: 2001-12-11

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-01-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Micromeritics Instrument Corporation

Address:

Micromeritics Instrument Corporation
One Micromeritics Drive
Norcross, GA 300931877
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Georgia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic particle size analyzers that measure scattering of laser light that has passed through a suspended particulate sample, and provide particle size distribution information

Basis: 1(a)

First Use Date: 2000-01-31

First Use in Commerce Date: 2000-02-17 .

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2007-01-05 - Case File In TIGRS
- 2001-12-11 - Registered - Principal Register
- 2001-07-27 - Allowed for Registration - Principal Register (SOU accepted)
- 2001-05-14 - Communication received from applicant
- 2001-03-16 - Non-final action mailed
- 2001-03-05 - Assigned To Examiner
- 2001-02-28 - Statement of use processing complete
- 2001-01-16 - Amendment to Use filed
- 2000-07-18 - Notice of allowance - mailed
- 2000-04-25 - Published for opposition
- 2000-03-24 - Notice of publication
- 2000-02-23 - Approved for Pub - Principal Register (Initial exam)
- 2000-01-07 - Communication received from applicant
- 1999-10-22 - Non-final action mailed
- 1999-10-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Jeffery E. Young, Esq

Correspondent
JEFFERY E YOUNG
ALSTON & BIRD LLP
ONE ATLANTIC CENTER

1201 W PEACHTREE ST
ATLANTA GA 30309-3424

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 609

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:27 ET

Serial Number: 75699615 Assignment Information

Registration Number: 2379096

Mark



(words only): EKKO DIGITAL PATTERNS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-08-22

Filing Date: 1999-05-04

Transformed into a National Application: No

Registration Date: 2000-08-22

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L3D -TMEG Law Office 103 - Docket Clerk

Date In Location: 2006-02-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Durke, Stephen

Address:

Durke, Stephen
134 North Drive
San Antonio, TX 78201
United States

Legal Entity Type: Individual

Country of Citizenship: United States

2. Durke, Martha

Address:

Durke, Martha
134 North Drive
San Antonio, TX 78201
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable Computer Generated Software Images and Art Designs for use in Graphic Design

Basis: 1(a)

First Use Date: 1999-04-20

First Use in Commerce Date: 1999-04-22

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL PATTERNS"

Description of Mark: The mark consists of the term "EKKO" in design format with the terms "DIGITAL PATTERNS" superimposed and a leaf design on the mark.

Design Search Code(s):

26.03.01 - Ovals as carriers and single line borders

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-13 - Case File In TIGRS

2000-08-22 - Registered - Principal Register

2000-05-30 - Published for opposition

2000-04-28 - Notice of publication

2000-03-10 - Approved for Pub - Principal Register (Initial exam)

2000-03-03 - Examiner's amendment mailed

1999-12-10 - Communication received from applicant

Latest Status Info

1999-10-26 - Non-final action mailed
1999-10-22 - Assigned To Examiner
1999-10-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CAROL R BASKIN

Correspondent
CAROL R BASKIN
ARTER & HADDEN LLP
700 N ST MARY'S ST STE 800
SAN ANTONIO TX 78205

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 610

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:36 ET

Serial Number: 75690888 Assignment Information

Registration Number: 2481330

Mark (words only): DIGITAL ARCHAEOLOGY DISCOVERY SUITE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-28

Filing Date: 1999-04-26

Transformed into a National Application: No

Registration Date: 2001-08-28

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-09-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Archaeology

Address:
Digital Archaeology
15721 College Boulevard
Lenexa, KS 66219
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software application for data mining, data exploration, and data warehousing, namely, searching, retrieval, conversion, extraction, transformation, migration and analysis of data for the purpose of discovering trends, pattens, and relationships, for use in the field of general business

Basis: 1(a)
<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2481330>

First Use Date: 1998-05-08

First Use in Commerce Date: 1998-05-08

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "SUITE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-08-28 - Registered - Principal Register
 - 2001-06-05 - Published for opposition
 - 2001-05-23 - Notice of publication
 - 2001-01-03 - Approved for Pub - Principal Register (Initial exam)
 - 2000-08-24 - Communication received from applicant
 - 2000-08-22 - Communication received from applicant
 - 2000-02-22 - Non-final action mailed
 - 2000-01-20 - Assigned To Examiner
 - 1999-09-29 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Wayne M Kennard

Correspondent
WAYNE M KENNARD
HALE & DORR LLP
60 STATE ST
BOSTON MA 02109

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 611

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:47 ET

Serial Number: 75689203 Assignment Information

Registration Number: 2418366

Mark (words only): DIGIPIX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-01-02

Filing Date: 1999-04-23

Transformed into a National Application: No

Registration Date: 2001-01-02

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-07-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Ansko Photo-Optical Products Corporation

Address:
Ansko Photo-Optical Products Corporation
1801 W. Touhy Avenue
Elk Grove Village, IL 60007
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
cameras
Basis: 1(a)
First Use Date: 2000-08-24
First Use in Commerce Date: 2000-08-24

ADDITIONAL INFORMATION

Prior Registration Number(s):

1458182

1924516

1974303

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-28 - Case File In TIGRS

2001-01-02 - Registered - Principal Register

2000-11-04 - Allowed for Registration - Principal Register (SOU accepted)

2000-11-04 - Assigned To Examiner

2000-10-31 - Statement of use processing complete

2000-08-30 - Amendment to Use filed

2000-03-14 - Notice of allowance - mailed

1999-12-21 - Published for opposition

1999-11-19 - Notice of publication

1999-09-29 - Approved for Pub - Principal Register (Initial exam)

1999-09-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Linda A. Kuczma

Correspondent

LINDA A. KUCZMA

WALLENSTEIN & WAGNER, LTD.

311 SOUTH WACKER DRIVE

53RD FLOOR

CHICAGO, ILLINOIS 60606-6604

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 612

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:05:57 ET

Serial Number: 75688908 Assignment Information

Registration Number: 2592068

Mark (words only): DIGITAL RESOLUTION EXPANDER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-09

Filing Date: 1999-04-23

Transformed into a National Application: No

Registration Date: 2002-07-09

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Lasergraphics, Inc.

Address:

Lasergraphics, Inc.
20 Ada
Irvine, CA 92618
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SOFTWARE AND HARDWARE FOR ENHANCING THE RESOLUTION OF LIQUID CRYSTAL DISPLAY (LCD) AND DIGITAL LIGHT PROCESS (DLP) PROJECTORS, AND PROJECTORS INCORPORATING SUCH HARDWARE AND SOFTWARE

Basis: 1(a)

First Use Date: 2001-08-16

First Use in Commerce Date: 2001-08-16

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL RESOLUTION"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-09 - Registered - Principal Register

2002-02-21 - Allowed for Registration - Principal Register (SOU accepted)

2002-01-23 - Assigned To Examiner

2002-01-18 - Statement of use processing complete

2002-01-14 - Extension 2 granted

2001-12-12 - Amendment to Use filed

2001-12-12 - Extension 2 filed

2001-06-27 - Extension 1 granted

2001-06-12 - Extension 1 filed

2000-12-12 - Notice of allowance - mailed

2000-09-19 - Published for opposition

2000-08-18 - Notice of publication

2000-06-19 - Approved for Pub - Principal Register (Initial exam)

2000-04-17 - Communication received from applicant

2000-04-12 - Communication received from applicant

1999-10-12 - Non-final action mailed

1999-09-29 - Assigned To Examiner

1999-09-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
R.W. JOHNSTON

Correspondent
R.W. JOHNSTON
CHRISTIE, PARKER & HALE, LLP
P.O. BOX 7068
PASADENA, CA 91109-7068

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

613

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:06:12 ET

Serial Number: 75683746 Assignment Information

Registration Number: 2562775

Mark (words only): DIGITAL MOVEMENT OF VOICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-23

Filing Date: 1999-04-15

Transformed into a National Application: No

Registration Date: 2002-04-23

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-05-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PROGRAMMERS' CONSORTIUM, INC., THE

Address:
PROGRAMMERS' CONSORTIUM, INC., THE
12007 Sunrise Valley Drive, Suite 285
Reston, VA 20191
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Virginia

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software development tools for facilitating dictation and transcription digitally across computer networks and on-line global computer networks
Basis: 1(a)
First Use Date: 1996-02-02

First Use in Commerce Date: 1996-02-16

International Class: 042

Class Status: Active

Integration of computer systems and networks for facilitating dictation and transcription digitally across computer networks and on-line global computer networks

Basis: 1(a)

First Use Date: 1996-02-02

First Use in Commerce Date: 1996-02-16

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-04-23 - Registered - Principal Register

2002-01-29 - Published for opposition

2002-01-09 - Notice of publication

2001-09-15 - Approved for Pub - Principal Register (Initial exam)

2001-06-19 - Jurisdiction Restored To Examining Attorney

2001-06-18 - Ex parte appeal - Instituted

2001-02-02 - Communication received from applicant

2000-08-02 - Final refusal mailed

2000-03-15 - Communication received from applicant

1999-09-15 - Non-final action mailed

1999-08-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert J. Kenney

Correspondent

ROBERT J. KENNEY

BIRCH STEWART, KOLASCH & BIRCH, LLP

P.O. BOX 747

FALLS CHURCH, VIRGINIA 22040-0747

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 614

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:06:23 ET

Serial Number: 75680698 Assignment Information

Registration Number: 2385102

Mark (words only): DIGITAL PHOTOLAB

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-01-18

Filing Date: 1999-04-12

Transformed into a National Application: No

Registration Date: 2000-09-12

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L40 -TMEG Law Office 104

Date In Location: 2006-02-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. AZTEK, Incorporated

Address:

AZTEK, Incorporated
13765-F Alton Parkway
Irvine, CA 92618
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE, COMPUTER CONTROLLED MONITORS, PRINTERS AND SCANNERS UTILIZING THE SOFTWARE FOR IMAGE REPRODUCTION BY SCANNING, COLOR CORRECTION IMAGE EDITING AND PRINTING OF PHOTOGRAPHIC IMAGERY TO PRINT, FILM AND DIGITAL VIDEO MEDIA

Basis: 1(a)

First Use Date: 1990-06-00**First Use in Commerce Date:** 1992-01-00

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-13 - Case File In TIGRS

2006-01-18 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-01-14 - Assigned To Paralegal

2005-09-26 - Section 8 (6-year) and Section 15 Filed

2005-09-26 - TEAS Section 8 & 15 Received

2000-09-12 - Registered - Principal Register

2000-06-20 - Published for opposition

2000-05-19 - Notice of publication

2000-04-10 - Approved for Pub - Principal Register (Initial exam)

2000-03-17 - Communication received from applicant

1999-11-03 - Non-final action mailed

1999-10-07 - Assigned To Examiner

1999-09-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

AZTEK INC

13765-F Alton Parkway

IRVINE CA 92618

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 615

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:06:34 ET

Serial Number: 75679804 Assignment Information

Registration Number: 2557420

Mark (words only): DIGITAL-LOGIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-02

Filing Date: 1999-04-08

Transformed into a National Application: No

Registration Date: 2002-04-02

Register: Supplemental

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital-Logic AG

Address:

Digital-Logic AG

Nordstrasse 4F

Luterbach 4542

Switzerland

Legal Entity Type: Corporation

State or Country of Incorporation: Switzerland

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER HARDWARE AND COMPUTER SOFTWARE FOR USE AS AN EMBEDDED OPERATING SYSTEM

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

Printed instructional, educational, and teaching materials in the field of computers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Computer programming for others

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 39858146

Foreign Registration Number: 466278

Foreign Registration Date: 2000-12-22

Country: Fed Rep Germany

Foreign Filing Date: 1998-10-09

Foreign Expiration Date: 2010-12-22

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-04-02 - Registered - Supplemental Register
- 2001-10-06 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2001-07-17 - Communication received from applicant
- 2001-01-17 - Non-final action mailed
- 2001-01-11 - Assigned To Examiner
- 2000-08-04 - Final refusal mailed
- 2000-03-28 - Communication received from applicant
- 2000-03-28 - ITU claim deleted
- 1999-09-30 - Non-final action mailed
- 1999-09-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nicole B. Emmons

Correspondent

Nicole B. Emmons

BAKER & MCKENZIE

2300 TRAMMELL CROW CENTER

2001 ROSS AVENUE

DALLAS, TEXAS 75201

Domestic Representative

Baker & McKenzie

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 61b

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:06:45 ET

Serial Number: 75676509 Assignment Information

Registration Number: 2576462

Mark



(words only): DIGITALME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-04

Filing Date: 1999-04-07

Transformed into a National Application: No

Registration Date: 2002-06-04

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-06-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Novell, Inc.

Address:

Novell, Inc.
1555 North Technology Way
Orem, UT 840972399
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer hardware; blank electronic chip cards, namely, smart cards; point of sale computer terminals; magnetic coded card readers; bar code readers; automatic teller machines; computer software for use in the electronic identification and verification of biometric data; computer software for use in electronic commerce, namely controlling the information consumers provide to merchants; computer software for use in electronic mail, namely, software for use in creating, maintaining, and sharing digital identities for security purposes and for verifying digital identities; computer software for use in digital identification and authentication of users

Basis: 1(a)

First Use Date: 1999-10-05

First Use in Commerce Date: 1999-10-05

ADDITIONAL INFORMATION

Description of Mark: The design element of the mark comprises a handprint.

Lining and Stippling: The stippling shown in the drawing is a feature of the mark and is not intended to indicate shading.

Design Search Code(s):

02.11.07 - Arms; Fingers; Hands; Human hands, fingers, arms

02.11.15 - Fingerprints; Imprints, hand or finger

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-06-27 - TEAS Change Of Correspondence Received

2002-06-04 - Registered - Principal Register

2002-03-04 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-22 - Assigned To Examiner

2002-02-11 - Statement of use processing complete

2002-02-11 - Amendment to Use filed

2001-10-29 - Extension 1 granted

2001-10-02 - Extension 1 filed

2001-04-03 - Notice of allowance - mailed

Latest Status Info

2001-01-09 - Published for opposition
2000-12-08 - Notice of publication
2000-11-09 - Approved for Pub - Principal Register (Initial exam)
2000-11-06 - Examiner's amendment mailed
2000-11-03 - Assigned To Examiner
2000-05-08 - Final refusal mailed
2000-02-28 - Communication received from applicant
1999-08-26 - Non-final action mailed
1999-08-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Harrison Colter

Correspondent

Patrick McBride
Novell, Inc.
1800 South Novell Place
Provo UT 84606
Phone Number: (801) 861-5787
Fax Number: (801) 861-6904

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 617

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:06:56 ET

Serial Number: 75676467 Assignment Information

Registration Number: 2357207

Mark (words only): DIGIPASS

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-23

Filing Date: 1999-04-07

Transformed into a National Application: No

Registration Date: 2000-06-13

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-09-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. VASCO DATA SECURITY INTERNATIONAL, INC.

Address:
VASCO DATA SECURITY INTERNATIONAL, INC.
1901 SOUTH MEYERS ROAD, SUITE 210
OAK BROOK TERRACE, IL 60181
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
electronic device for controlling user access to electronic systems
Basis: 1(a)
First Use Date: 1996-10-23
First Use in Commerce Date: 1996-10-23

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-20 - Review Of Correspondence Complete

2006-09-15 - Case File In TICRS

2006-06-23 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-04-12 - Automatic Update Of Assignment Of Ownership

2006-04-11 - TEAS Response to Office Action Received

2005-11-30 - Post Registration action mailed Section 8 & 15

2005-11-01 - Section 8 (6-year) and Section 15 Filed

2005-11-01 - PAPER RECEIVED

2000-06-13 - Registered - Principal Register

2000-03-21 - Published for opposition

2000-02-18 - Notice of publication

2000-01-18 - Approved for Pub - Principal Register (Initial exam)

1999-11-30 - Communication received from applicant

1999-09-21 - Non-final action mailed

1999-09-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael L. Lovitz

Correspondent

Michael L. Lovitz

CONOLLY BOVE LODGE & HUTZ LLP

PO BOX 2207

WILMINGTON, DE 19899

Phone Number: 3123214200

Fax Number: 3123214299

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 618

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:07:05 ET

Serial Number: 75671269 Assignment Information

Registration Number: 2451749

Mark

eXpressDSP

(words only): EXPRESSDSP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-05-15

Filing Date: 1999-03-30

Transformed into a National Application: No

Registration Date: 2001-05-15

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TEXAS INSTRUMENTS INCORPORATED

Address:

TEXAS INSTRUMENTS INCORPORATED

P.O. BOX 655474

DALLAS, TX 75265

United States

Legal Entity Type: Corporation